

# Sunshine Act Meetings

Federal Register

Vol. 55, No. 35

Wednesday, February 21, 1990

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

## COMMODITY FUTURES TRADING COMMISSION

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 55 FR 3513.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10:00 a.m., Tuesday, February 20, 1990.

**CHANGE IN THE MEETING:** The Commission has postponed the open meeting to discuss the application for contract designation submitted by the New York Mercantile Exchange to trade Natural Gas futures until 10:00 a.m., Tuesday, February 27, 1990.

**CONTACT PERSON FOR MORE INFORMATION:** Jean A. Webb, Secretary of the Commission.

Jean A. Webb,

*Secretary of the Commission.*

[FR Doc. 90-4079 Filed 2-16-90; 2:57 pm]

BILLING CODE 6351-01-M

## FEDERAL RESERVE SYSTEM BOARD OF GOVERNORS

**TIME AND DATE:** 11:00 a.m., Monday, February 26, 1990.

**PLACE:** Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 21st Streets, NW., Washington, DC 20551.

**STATUS:** Closed.

### MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any items carried forward from a previously announced meeting.

### CONTACT PERSON FOR MORE INFORMATION:

Mr. Joseph R. Coyne, Assistant to the Board; (202) 452-3204. You may call (202) 452-3207, beginning at approximately 5 p.m. two business days before this meeting, for a recorded announcement of bank and bank holding company applications scheduled for the meeting.

Date: February 16, 1990.

Jennifer J. Johnson,

*Associate Secretary of the Board.*

[FR Doc. 90-4096 Filed 2-16-90; 3:39 pm]

BILLING CODE 6210-01-M

## INTERNATIONAL TRADE COMMISSION

**TIME AND DATE:** Wednesday, February 28, 1990 at 11:00 a.m.

**PLACE:** Room 101, 500 E Street, S.W., Washington, DC 20436.

**STATUS:** Open to the public.

### MATTERS TO BE CONSIDERED:

1. Agenda.
2. Minutes.
3. Ratifications.
4. Petitions and Complaints.
5. Inv. No. 731-TA-452 (P) (Pressure-Sensitive PVC Battery Covers from west Germany—briefing and vote.
6. Any items left over from previous agenda.

### CONTACT PERSON FOR MORE INFORMATION:

Kenneth R. Mason, Secretary (202) 252-1000.

Dated: February 16, 1990.

Kenneth R. Mason,

*Secretary.*

[FR Doc. 90-4057 Filed 2-16-90; 1:48 pm]

BILLING CODE 7020-02-M

## FOREIGN CLAIMS SETTLEMENT COMMISSION

Announcement in Regard to Commission Meetings and Hearings

The Foreign Claims Settlement Commission, pursuant to its regulations (45 CFR part 504), and the Government in the Sunshine Act (5 U.S.C. 552b), hereby gives notice in regard to the scheduling of open meetings and oral hearings for the transaction of Commission business and other matters specified, as follows:

### Date, Time, and Subject Matter

Wednesday, March 7, 1990, at 10:00 a.m.—Consideration of Proposed and Supplemental Proposed decisions on claims against Egypt. Oral Hearing on objection in Claim No. SPN-1868, Michael Joseph Bosiljevac, Deceased, under the War Claims Act of 1948.

Subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

All meetings are held at the Foreign Claims Settlement Commission, 1111-20th Street, NW., Washington, DC. Requests for information, or advance notices of intention to observe a meeting, may be directed to: Administrative Officer, Foreign Claims Settlement Commission, 1111-20th

Street, NW., Room 400, Washington, DC 20579. Telephone: (202) 653-6155.

Dated at Washington, DC on February 16, 1990.

Judith H. Lock,

*Administrative Officer.*

[FR Doc. 90-4040 Filed 2-16-90; 1:47 pm]

BILLING CODE 4410-01-M

## NEIGHBORHOOD REINVESTMENT CORPORATION

Special Meeting of the Board of Directors

**TIME AND DATE:** 8:00 a.m., Tuesday, February 27, 1990.

**PLACE:** Comptroller of the Currency, 490 L'Enfant Plaza, SW., Sixth Floor, Comptroller's Conference Room, Washington, DC 20219.

**STATUS:** Open.

### CONTACT PERSON FOR MORE INFORMATION:

Martha A. Diaz-Ortiz, Assistant Secretary, 376-2400.

### AGENDA:

- I. Annual Review of Executive Accomplishments; and
- II. Officers' Compensation.

Martha A. Diaz-Ortiz,

*Assistant Secretary.*

[FR Doc. 90-4099 Filed 2-16-90; 3:51 pm]

BILLING CODE 7570-01-M

## NUCLEAR REGULATORY COMMISSION

**DATES:** Weeks of February 19, 26, March 5 and 12, 1990.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Open and Closed.

### MATTERS TO BE CONSIDERED:

#### Week of February 19

*Tuesday, February 20*

2:00 p.m.—Annual Briefing on Medical Use of Byproduct Material (Public Meeting)

*Wednesday, February 21*

2:00 p.m.—Briefing by Advisory Committee on Nuclear Waste (ACNW) (Public Meeting)

3:30 p.m.—Affirmation/Discussion and Vote (Public Meeting) (if needed)

#### Week of February 26 (Tentative)

*Thursday, March 1*

10:00 a.m.—Briefing on Recommended Action for Substantial Parts (Public Meeting)

11:30 a.m.—Affirmation/Discussion and Vote (Public Meeting) (if needed)



**Week of March 5 (Tentative)***Thursday, March 8*3:30 p.m.—Affirmation/Discussion and Vote  
(Public Meeting)**Week of March 12 (Tentative)***Monday, March 12*2:00 p.m.—Briefing on the Development LLW  
Disposal Capability by the Southwestern  
Compact (Public Meeting)*Wednesday, March 14*10:00 a.m.—Periodic Briefing on Status of  
Activities with the Center for Nuclear  
Waste Regulatory Analysis (CNWRA)  
(Public Meeting)*Thursday, March 15*3:30 p.m.—Affirmation/Discussion and Vote  
(Public Meeting) (Public Meeting)

**Note.**—Affirmation sessions are initially scheduled and announced to the public on a time-reserved basis. Supplementary notice is provided in accordance with the Sunshine Act as specific items are identified and added to the meeting agenda. If there is no specific subject listed for affirmation, this means that no item has as yet been identified as requiring any Commission vote on this date.

To verify the status of meetings call  
(Recording)—(301) 492-0292.

**CONTACT PERSON FOR MORE  
INFORMATION:** William Hill (301) 492-  
1661.

Dated: February 15, 1990.

William M. Hill, Jr.,

*Office of the Secretary.*

[FR Doc. 90-4093 Filed 2-16-90; 3:23 pm]

BILLING CODE 7590-01-M

**TENNESSEE VALLEY AUTHORITY**

[Meeting No. 1426]

**TIME AND DATE:** 10 a.m. (CST), February  
22, 1990.

**PLACE:** Madison Hotel, Ballroom A, 120  
Madison Avenue, Montgomery,  
Alabama.

**STATUS:** Open.

**AGENDA:** Approval of minutes of meeting  
held on January 23, 1990.

**ACTION ITEMS:***New Business***B—Purchase Awards**

B1. Purchase Contract to Babcock & Wilcox  
Company for Replacement Air Preheater  
Modules for Paradise Fossil Plant  
(Negotiation GN-77782A).

B2. Purchase Contract to Babcock & Wilcox  
Company for Replacement Reheater Pendant  
Elements for Paradise Fossil Plant  
(Negotiation GA-77790A).

B3. Purchase Contract to Sequatchie  
Concrete Service, Inc., for Ready-Mixed  
Concrete for Nickajack Dam (Solicitation PD-  
77446B).

B4. Purchase Contract to JTM Industries,  
Inc., for Fly Ash Disposal at Bull Run Fossil  
Plant (Proposal PA-89670A).

**C—Power Items**

C1. Testing and Restart Program.

C2. Implementation of an Alternative Time-  
of-day Rate for General Power Part A  
Customers.

C3. Supplement to Economy Surplus Power  
Program.

**E—Real Property Transactions**

E1. Abandonment of a Transmission Line  
Easement Affecting Approximately 1.3 Acres  
of Land in Bradley County, Tennessee.

E2. Sale of Nonexclusive Permanent  
Easement Affecting Approximately 0.06 Acre  
of Watts Bar Reservoir Land in Roane  
County, Tennessee.

E3. Grant of Permanent Recreation  
Easement Affecting Approximately 46.8 acres  
of Chickamauga Reservoir Land in Hamilton  
County, Tennessee.

**F—Unclassified**

F1. Resolution Approving the Filing of  
Condemnation Cases.

F2. Employee Discipline Policy.

F3. Modification of Policy for Arrangements  
Relating to TVA-owned Capacitor Equipment  
at Substations Involving PCBs and Transfer  
of Remaining Substation-type Capacitor  
Equipment.

F4. Personal Services Contract No. TV-  
80539V with Ebasco Services Incorporated.

F5. Personal Services Contract No. TV-  
80538V with Stone & Webster Engineering  
Corporation.

F6. Supplement No. 4 to Contract No. TV-  
71717A with Black & Veatch.

F7. Contract No. TV-80373T Between  
Shoals Entrepreneurial Center, Florence,  
Alabama, and TVA.

F8. Memorandum of Agreement Between  
TVA and U.S. Department of the Interior for  
Conducting Administrative Hearings of Civil  
Penalty Assessments Under Archaeological  
Resources Protection Act of 1979, as  
Amended.

F9. Increase in Authority to Execute and  
Administer Uranium Loan Agreements.

**INFORMATION ITEM:** 1. Appointment of  
Jimmy L. Cross to the Board of Directors  
of the TVA Retirement System in Place  
of Robert L. Yates.

**CONTACT PERSON FOR MORE**

**INFORMATION:** Alan Carmichael,  
Manager of Public Affairs, or a member  
of his staff can respond to requests for  
information about this meeting. Call  
(615) 632-8000, Knoxville, Tennessee.  
Information is also available at TVA's  
Washington Office (202) 479-4412.

Dated: February 15, 1990.

Edward S. Christenbury,

*General Counsel and Secretary.*

[FR Doc. 90-4005 Filed 2-16-90; 10:08 am]

BILLING CODE 8120-01-M



# ORIGINAL ARTICLES

## THE TREATMENT OF THE ACUTE INFLUENZA

BY DR. J. H. HARRIS, CHICAGO, ILL.

The influenza epidemic of 1913-14 has been one of the most severe in the history of the United States. It has been characterized by its rapid spread, its high mortality, and its resistance to treatment. The disease is now recognized as a distinct entity, and its treatment is a subject of great importance to the medical profession. This article will discuss the treatment of the acute influenza, with special reference to the use of the various remedies now available.

### SYMPTOMS AND DIAGNOSIS

The acute influenza is characterized by a sudden onset of fever, headache, and general malaise. The patient may also experience aching in the muscles and joints. The disease is usually self-limiting, and the patient recovers within a few days. However, in some cases, the disease may be complicated by pneumonia or other serious conditions. The diagnosis is usually made on the basis of the symptoms and the history of the patient.

### TREATMENT

The treatment of the acute influenza is primarily symptomatic. The patient should be kept in bed, and the fever should be reduced by the use of antipyretics. The patient should also be given plenty of fluids to keep the system hydrated. The use of various remedies, such as the following, has been recommended for the treatment of the acute influenza.

1. **Antipyretics.** The use of antipyretics is essential for the treatment of the acute influenza. The most commonly used antipyretic is acetaminophen. It is a safe and effective drug, and it can be given in the form of tablets or capsules. The dose should be given every four to six hours, as needed. Aspirin is also a commonly used antipyretic, but it should be used with caution, as it may cause gastric irritation. Salicylates should also be avoided, as they may cause Reye's syndrome in children.

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# Environmental Protection Register

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Wednesday  
February 21, 1990

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## Part II

### Environmental Protection Agency

40 CFR Part 300

National Priorities List for Uncontrolled  
Hazardous Waste Sites; Final Rule



# ENVIRONMENTAL PROTECTION AGENCY

## 40 CFR Part 300

[FRL 3724-6]

### National Priorities List for Uncontrolled Hazardous Waste Sites

**AGENCY:** Environmental Protection Agency.

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency ("EPA") is amending the National Oil and Hazardous Substances Pollution Contingency Plan ("NCP"), 40 CFR part 300, which was promulgated on July 16, 1982, pursuant to section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 ("CERCLA"). CERCLA has since been amended by the Superfund Amendments and Reauthorization Act of 1986 ("SARA") and is implemented by Executive Order 12580 (52 FR 2923, January 29, 1987). CERCLA requires that the NCP include a list of national priorities among the known releases or threatened releases of hazardous substances, pollutants, or contaminants throughout the United States, and that the list be revised at least annually. The National Priorities List ("NPL"), initially promulgated as appendix B of the NCP on September 8, 1983 (48 FR 40658), constitutes this list and is being revised today by the addition of 71 sites, including 14 Federal facility sites. Based on a review of public comments on these sites, EPA has decided that they meet the eligibility requirements of the NPL and are consistent with the Agency's listing policies. In addition, today's action removes one site from the proposed NPL. Information supporting these actions is contained in the Superfund Public Dockets.

This rule results in a final NPL of 1,081 sites, 93 of them in the Federal section; 137 sites are proposed to the NPL, 24 of them in the Federal section. Final and proposed sites now total 1,218.

**EFFECTIVE DATE:** The effective date for this amendment to the NCP shall be March 23, 1990. CERCLA section 305 provides for a legislative veto of regulations promulgated under CERCLA. Although *INS v. Chadha*, 462 U.S. 919, 103 S. Ct. 2764 (1983), cast the validity of the legislative veto into question, EPA has transmitted a copy of this regulation to the Secretary of the Senate and the Clerk of the House of Representatives. If any action by Congress calls the effective date of this regulation into question, the Agency will publish a

notice of clarification in the Federal Register.

**ADDRESSES:** Addresses for the Headquarters and Regional dockets follow. For further details on what these dockets contain, see section I of the "Supplementary Information" portion of this preamble.

Tina Maragousis, Headquarters, U.S. EPA CERCLA Docket Office, OS-245, Waterside Mall, 401 M Street SW., Washington, DC 20460, 202/382-3046.

Evo Cunha, Region 1, U.S. EPA Waste Management Records Center, HES-CAN 6, J.F. Kennedy Federal Building, Boston, MA 02203, 617/565-3300.

U.S. EPA, Region 2, Document Control Center, Superfund Docket, 26 Federal Plaza, 7th Floor, Room 740, New York, NY 10278, Latchmin Serrano, 212/264-5540, Ophelia Brown, 212/264-1154.

Diane McCreary, Region 3, U.S. EPA Library, 5th Floor, 841 Chestnut Building, 9th & Chestnut Streets, Philadelphia, PA 19107, 215/597-0580.

Gayle Alston, Region 4, U.S. EPA Library, Room G-6, 345 Courtland Street NE., Atlanta, GA 30365, 404/347-4216.

Cathy Freeman, Region 5, U.S. EPA, 5 HS-12, 230 South Dearborn Street, Chicago, IL 60604, 312/886-6214.

Deborah Vaughn-Wright, Region 6, U.S. EPA, 1445 Ross Avenue, Mail Code 6H-MA, Dallas, TX 75202-2733, 214/655-6740.

Brenda Ward, Region 7, U.S. EPA Library, 726 Minnesota Avenue, Kansas City, KS 66101, 913/236-2828.

Dolores Eddy, Region 8, U.S. EPA Library, 999 18th Street, Suite 500, Denver, CO 80202-2405, 303/293-1444.

Linda Sonnen, Region 9, U.S. EPA Library, 6th Floor, 215 Fremont Street, San Francisco, CA 94105, 415/974-8082.

David Bennett, Region 10, U.S. EPA, 9th Floor, 1200 6th Avenue, Mail Stop HW-093, Seattle, WA 98101, 206/442-2103.

**FOR FURTHER INFORMATION CONTACT:** Martha Otto, Hazardous Site Evaluation Division, Office of Emergency and Remedial Response (OS-230), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC, 20460, or the Superfund Hotline, Phone (800) 424-9346 (382-3000 in the Washington, DC, metropolitan area).

#### SUPPLEMENTARY INFORMATION:

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- III. NPL Update Process
- IV. Statutory Requirements and Listing Policies
- V. Disposition of Sites in Today's Final Rule
- VI. Disposition of All Proposed Sites/Federal Facility Sites
- VII. Contents of the NPL
- VIII. Regulatory Impact Analysis
- IX. Regulatory Flexibility Act Analysis

## I. Introduction

### Background

In 1980, Congress enacted the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9601-9657 ("CERCLA" or the "Act"), in response to the dangers of uncontrolled hazardous waste sites. CERCLA was amended in 1986 by the Superfund Amendments and Reauthorization Act ("SARA"), Public Law No. 99-499, stat. 1613 *et seq.* To implement CERCLA, the Environmental Protection Agency ("EPA" or "the Agency") promulgated the revised National Oil and Hazardous Substances Pollution Contingency Plan ("NCP"), 40 CFR part 300, on July 16, 1982 (47 FR 31180) pursuant to CERCLA section 105 and Executive Order 12316 (46 FR 42237, August 20, 1981). The NCP, further revised by EPA on September 16, 1985 (50 FR 37624) and November 20, 1985 (50 FR 47912), sets forth guidelines and procedures needed to respond under CERCLA to releases and threatened releases of hazardous substances, pollutants, or contaminants. On December 21, 1988 (53 FR 51394), EPA proposed revisions to the NCP in response to SARA.

Section 105(a)(8)(A) of CERCLA, as amended by SARA, requires that the NCP include "criteria for determining priorities among releases or threatened releases throughout the United States for the purpose of taking remedial action and, to the extent practicable taking into account the potential urgency of such action, for the purpose of taking removal action." Removal action involves cleanup or other actions that are taken in response to releases or threats of releases on a short-term or temporary basis (CERCLA section 101(23)). Remedial action tends to be long-term in nature and involves response actions that are consistent with a permanent remedy for a release (CERCLA section 101(24)). Criteria for determining priorities for possible remedial actions financed by the Trust Fund established under CERCLA are included in the Hazard Ranking System ("HRS"), which EPA promulgated as appendix A of the NCP (47 FR 31219, July 16, 1982).

On December 23, 1988 (53 FR 51962), EPA proposed revisions to the HRS in response to CERCLA section 105(c), added by SARA. EPA intends to issue the revised HRS as soon as possible. However, until the revised HRS is in effect, EPA will continue to use the current HRS in accordance with CERCLA section 105(c)(1) and Congressional intent, as explained in 54 FR 13299 (March 31, 1989).



Based in large part on the HRS criteria, and pursuant to section 105(a)(8)(B) of CERCLA, as amended by SARA, EPA prepared a list of national priorities among the known releases or threatened releases of hazardous substances, pollutants, or contaminants throughout the United States (the "National Priorities List" or "NPL"). The list has been promulgated as Appendix B of the NCP. A site can undergo CERCLA-financed remedial action only after it is placed on the NPL, as provided in the NCP at 40 CFR 300.66(c)(2) and 300.68(a).

As is stated in CERCLA section 105(a)(8)(b), the NPL is a listing of "releases or threatened releases" of hazardous substances, pollutants, or contaminants. For simplicity, the discussion below may refer to these "releases or threatened releases" simply as "releases," "facilities," or "sites."

An original NPL of 406 sites was promulgated on September 8, 1983 (48 FR 40658). Pursuant to CERCLA section 105(a)(8)(B), which requires that the NPL be revised at least annually, the NPL has been updated periodically, most recently on November 21, 1989 (54 FR 48184). The Agency also has proposed adding new sites to the NPL, most recently on October 26, 1989 (54 FR 43778).

EPA may delete sites from the NPL when no further response is appropriate, as provided in the NCP at 40 CFR 300.66(c)(7). To date, the Agency has deleted 28 sites from the final NPL, most recently on September 22, 1989 (54 FR 38994), when Cecil Lindsey, Newport, Arkansas, was deleted.

This rule adds 71 sites, including 14 Federal facility sites, to the NPL, and drops 1 site from the proposed NPL. EPA has carefully considered public comments submitted for the sites in today's final rule and has made certain modifications in response to those comments. This rule results in a final NPL of 1,081 sites, 93 of them in the Federal section; 137 sites remain in proposed status, 24 of them in the Federal section. In addition, today's final rule removes 1 site from the proposed NPL. With these changes, final and proposed sites now total 1,218.

#### *Information Available to the Public*

The Headquarters and Regional public dockets for the NPL (see ADDRESSES portion of this notice) contain documents relating to the evaluation and scoring of sites in this final rule. The dockets are available for viewing, by appointment only, after the appearance of this notice. The hours of operation for the Headquarters docket are from 9:00 a.m. to 4:00 p.m., Monday through Friday, excluding Federal holidays.

Please contact individual Regional dockets for hours.

The Headquarters docket contains HRS score sheets for each final site; a Documentation Record for each site describing the information used to compute the score; pertinent information for any site affected by special study waste or other requirements, or Resource conservation and Recovery Act or other listing policies; a list of documents referenced in the Documentation Record; comments received; and the Agency's response to those comments. The Agency's responses are contained in the "Support Document for the Revised National Priorities List—Final Rule, February 1990."

Each Regional docket includes all information available in the Headquarters docket for sites in that Region, as well as the actual reference documents, which contain the data principally relied upon by EPA in calculating or evaluating the HRS scores for sites in that Region. These reference documents are available only in the Regional dockets. They may be viewed, by appointment only, in the appropriate Regional Docket or Superfund Branch office. Requests for copies may be directed to the appropriate Regional docket or Superfund Branch.

An informal written request, rather than a formal request, should be the ordinary procedure for obtaining copies of any of these documents.

## **II. Purpose and Implementation of the NPL**

### *Purpose*

The primary purpose of the NPL is stated in the legislative history of CERCLA (Report of the Senate Committee on Environment and Public Works, Senate Rep. No. 96-959, 96th Cong., 2d Sess. 60 (1980)):

The priority lists serve primarily informational purposes, identifying for the States and the public those facilities and sites or other releases which appear to warrant remedial actions. Inclusion of a facility or site on the list does not in itself reflect a judgment of the activities of its owner or operator, it does not require those persons to undertake any action, nor does it assign liability to any person. Subsequent government action in the form of remedial actions or enforcement actions will be necessary in order to do so, and these actions will be attended by all appropriate procedural safeguards.

The purpose of the NPL, therefore, is primarily to serve as an informational and management tool. The initial identification of a site for the NPL is intended primarily to guide EPA in determining which sites warrant further investigation to assess the nature and

extent of the public health and environmental risks associated with the site and to determine what CERCLA-financed remedial action(s), if any, may be appropriate. The NPL also serves to notify the public of sites EPA believes warrant further investigation.

Federal facility sites are eligible for the NPL pursuant to the NCP at 40 CFR 300.66(c)(2). However, section 111(e)(3) of CERCLA, as amended by SARA, limits the expenditure of CERCLA moneys at Federally owned facilities. Federal facility sites also are subject to the requirements of CERCLA section 120, added by SARA.

### *Implementation*

A site may undergo remedial action financed by the Trust Fund established under CERCLA ("Superfund") only after it is placed on the final NPL as outlined in the NCP at 40 CFR 300.66(c)(2) and 300.68(a). However, EPA may take enforcement actions under CERCLA or other applicable statutes against responsible parties regardless of whether the site is on the NPL, although, as a practical matter, the focus of EPA's enforcement actions has been and will continue to be on NPL sites. Similarly, in the case of removal actions, EPA has the authority to act at any site, whether listed or not, that meets the criteria of the NCP at 40 CFR 300.65-67.

EPA's policy is to pursue cleanup of NPL sites using the appropriate response and/or enforcement actions available to the Agency, including authorities other than CERCLA. Listing a site will serve as notice to any potentially responsible party that the Agency may initiate CERCLA-financed remedial action. The Agency will decide on a site-by-site basis whether to take enforcement or other action under CERCLA or other authorities, proceed directly with CERCLA-financed response actions and seek to recover response costs after cleanup, or do both. To the extent feasible, once sites are on the NPL, EPA will determine high-priority candidates for Superfund-financed response action and/or enforcement action through both State and Federal initiatives. These determinations will take into account which approach is more likely to most expeditiously accomplish cleanup of the site while using CERCLA's limited resources as efficiently as possible.

Remedial response actions will not necessarily be funded in the same order as a site's ranking on the NPL—that is, its HRS score. The information collected to develop HRS scores is not sufficient in itself to determine either the extent of contamination or the appropriate response for a particular site. EPA relies



on further, more detailed studies in the remedial investigation/feasibility study (RI/FS) to address these concerns.

The RI/FS determines the nature and extent of the threat posed by the release or threatened release. It also takes into account the amount of contaminants in the environment, the risk to affected populations and environment, the cost to correct problems at the site, and the response actions that have been taken by potentially responsible parties or others. Decisions on the type and extent of action, if any, to be taken at these sites are made in accordance with the criteria contained in Subpart F of the NCP. After conducting these additional studies, EPA may conclude that it is not desirable to initiate a CERCLA remedial action at some sites on the NPL because of more pressing needs at other sites, or because a private party cleanup is already underway pursuant to an enforcement action. Given the limited resources available in the Trust Fund, the Agency must carefully balance the relative needs for response at the numerous sites it has studied. It is also possible that EPA will conclude after further analysis that the site does not warrant remedial action.

Revisions to the NPL such as today's rulemaking may move some previously listed sites to a lower position on the NPL. However, if EPA has initiated action such as an RI/FS at a site, it does not intend to cease such actions to determine if a subsequently listed site should have a higher priority for funding. Rather, the Agency will continue funding site studies and remedial actions once they have been initiated, even if higher-scoring sites are later added to the NPL.

**RI/FS at Proposed Sites.** An RI/FS may be performed at proposed sites (or even non-NPL sites) pursuant to the Agency's removal authority under CERCLA, as outlined in the NCP at 40 CFR 300.68(a)(1). Section 101(23) of CERCLA defines "remove" or "removal" to include "such actions as may be necessary to monitor, assess and evaluate the release or threat of release \* \* \*." The definition of "removal" also includes "action taken under section 104(b) of this Act. \* \* \*," which authorizes the Agency to perform studies, investigations, and other information-gathering activities.

Although an RI/FS generally is conducted at a site after the site has been placed on the NPL, in a number of circumstances the Agency elects to conduct an RI/FS at a proposed NPL site in preparation for a possible CERCLA-financed remedial action, such as when the Agency believes that a delay may create unnecessary risks to human

health or the environment. In addition, the Agency may conduct an RI/FS to assist in determining whether to conduct a removal or enforcement action at a site.

**Facility (Site) Boundaries.** The Agency, on occasion, has received inquiries concerning whether EPA could (or would) revise NPL "site boundaries." The issue frequently arises where a landowner seeks to sell an allegedly uncontaminated portion of an NPL site. The Agency's position is that the NPL does not describe releases in precise geographical terms, and that it would be neither feasible nor consistent with the limited purpose of the NPL (as the mere identification of releases), for it to do so.

CERCLA section 105(a)(8)(B) directs EPA to list national priorities among the known "releases or threatened releases" of hazardous substances. Thus, the purpose of the NPL is merely to identify releases of hazardous substances that are priorities for further evaluation. Although a CERCLA "facility" is broadly defined to include any area where a hazardous substance release has "come to be located" (CERCLA section 101(9)), the listing process itself is not intended to define or reflect the boundaries of such facilities or releases.<sup>1</sup> Of course, HRS data upon which the NPL placement was based will, to some extent, describe which release is at issue; that is, the NPL site would include all releases evaluated as part of that HRS analysis (including noncontiguous releases evaluated under the NPL aggregation policy, see 48 FR 40663 (September 8, 1983)).

EPA regulations do provide that the "nature and extent of the threat presented by a release" will be determined by an RI/FS as more information is developed on site contamination (40 CFR 300.68(d)). During the RI/FS process, the release may be found to be larger or smaller than was originally known, as more is learned about the source and the migration of the contamination. However, this inquiry focuses on an evaluation of the threat posed; the boundaries of the release need not be defined, and in any event are independent of the NPL listing. Moreover, it generally is impossible to discover the full extent of where the contamination "has come to be located" before all necessary studies and

remedial work are completed at a site; indeed, the boundaries of the contamination can be expected to change over time. Thus, in most cases, it will be impossible to describe the boundaries of a release with certainty.

Because the Agency does not formally define the geographic extent of releases (or sites) at the time of listing, there is no administrative process to "delist" allegedly uncontaminated areas of an NPL site (or to expand sites to follow the contamination where it has come to be located).<sup>2</sup> Such a process would be time-consuming, subject to constant re-verification, and wasteful of resources. For the same reason, the NPL need not be amended if further research into the extent of the contamination expands the apparent boundaries of the release. Further, the NPL is only of limited significance, as it does not assign liability to any party or to the owner of any specific property. See Report of the Senate Committee on Environment and Public Works, Senate Rep. No. 96-848, 96th Cong., 2d Sess. 60 (1980), quoted at 48 FR 40659 (September 8, 1983). If a party contests liability for releases on discrete parcels of property, it may do so if and when the Agency brings an action against that party to recover costs or to compel a response action at that property.

At the same time, however, the RIFS or the Record of Decision (which defines the remedy selected) may offer a useful indication to the public of the areas of contamination at which the Agency is considering taking a response action, based on information known at that time. For example, EPA may evaluate (and list) a release over a 400-acre area, but the Record of Decision may select a remedy over 100 acres only. This information may be useful to a landowner seeking to sell the other 300 acres, but it would result in no formal change in the fact that a release is included on the NPL. The landowner (and the public) also should note in such a case that if further study (or the remedial construction itself) reveals that the contamination is located on or has spread to other areas, the Agency may address those areas as well.

This view of the NPL as an initial identification of a release that is not subject to constant re-evaluation is consistent with the Agency's policy of not rescoring NPL sites:

<sup>1</sup> Although CERCLA section 101(9) sets out the definition of "facility" and not "release," those terms are often used interchangeably. (See CERCLA section 105(a)(8)(B), which defines the NPL as a list of "releases" as well as of the highest priority "facilities.") (For ease of reference, EPA also uses the term "site" interchangeably with "release" and "facility.")

<sup>2</sup> The Agency has already discussed its authority to follow contamination as far as it goes, and then to consider the release or facility for response purposes to be the entire area where the hazardous substances have come to be located (54 FR 13298, March 31, 1989).



EPA recognizes that the NPL process cannot be perfect, and it is possible that errors exist or that new data will alter previous assumptions. Once the initial scoring effort is complete, however, the focus of EPA activity must be on investigating sites in detail and determining the appropriate response. New data or errors can be considered in that process. \* \* \* [T]he NPL serves as a guide to EPA and does not determine liability or the need for response. (49 FR 37081 (September 21, 1984)).<sup>3</sup>

### III. NPL Update Process

There are three mechanisms for placing sites on the NPL. The principal mechanism is the application of the HRS. The HRS serves as a screening device to evaluate the relative potential of uncontrolled hazardous substances to cause human health or safety problems, or ecological or environmental damage. The HRS score is calculated by estimating risks presented in three potential "pathways" of human or environmental exposure: ground water, surface water, and air. Within each pathway of exposure, the HRS considers three categories of factors "that are designed to encompass most aspects of the likelihood of exposure to a hazardous substance through a release and the magnitude or degree of harm from such exposure": (1) Factors that indicate the presence or likelihood of a release to the environment; (2) factors that indicate the nature and quantity of the substances presenting the potential threat; and (3) factors that indicate the human or environmental "targets" potentially at risk from the site. Factors within each of these three categories are assigned a numerical value according to a set scale. Once numerical values are computed for each factor, the HRS uses mathematical formulas that reflect the relative importance and interrelationships of the various factors to arrive at a final site score on a scale of 0 to 100. The resultant HRS score represents an estimate of the relative "probability and magnitude of harm to the human population or sensitive environment from exposure to hazardous substances as a result of the contamination of ground water, surface water, or air" (47 FR 31180, July 16, 1982). Those sites that score 28.50 or

greater on the HRS are eligible for the NPL.

Under the second mechanism for adding sites to the NPL, each State may designate a single site as its top priority, regardless of the HRS score. This mechanism is provided by section 105(a)(8)(B) of CERCLA, as amended by SARA, which requires that, to the extent practicable, the NPL include within the 100 highest priorities, one facility designated by each State representing the greatest danger to public health, welfare, or the environment among known facilities in the State.

The third mechanism for listing, included in the NCP at 40 CFR 300.66(b)(4) (50 FR 37624, September 16, 1985), has been used only in rare instances. It allows certain sites with HRS scores below 28.50 to be eligible for the NPL if all of the following occur:

- The Agency for Toxic Substances and Disease Registry (ATSDR) of the U.S. Department of Health and Human Services has issued a health advisory that recommends dissociation of individuals from the release.
- EPA determines that the release poses a significant threat to public health.
- EPA anticipates that it will be more cost-effective to use its remedial authority than to use its removal authority to respond to the release.

All of the sites in today's final rule have been placed on the NPL based on their HRS scores.

States have the primary responsibility for identifying non-Federal sites, computing HRS scores, and submitting candidate sites to the EPA Regional Offices. EPA Regional Offices conduct a quality control review of the States' candidate sites, and may assist in investigating, sampling, monitoring, and scoring sites. Regional Offices also may consider candidate sites in addition to those submitted by States. EPA Headquarters conducts further quality assurance audits to ensure accuracy and consistency among the various EPA and State offices participating in the scoring. The Agency then proposes the sites that meet one of the three criteria for listing (as well as statutory requirements and EPA's listing policies) and solicits public comment on the proposal. Based on these comments and further review by EPA, the Agency determines final HRS scores and places those sites that still qualify on the final NPL.

### IV. Statutory Requirements and Listing Policies

CERCLA restricts EPA's authority to respond to certain categories of releases of hazardous substances, pollutants, or contaminants by expressly excluding

some substances, such as petroleum, from the response program. In addition, CERCLA section 105(a)(8)(B) directs EPA to list priority sites "among" the known releases or threatened releases of hazardous substances, pollutants, or contaminants, and section 105(a)(8)(A) directs EPA to consider certain enumerated and "other appropriate" factors in doing so. Thus, as a matter of policy, EPA has the discretion not to use CERCLA to respond to certain types or releases. For example, EPA has chosen not to list sites that result from contamination associated with facilities licensed by the Nuclear Regulatory Commission (NRC), on the grounds that NRC has the authority and expertise to clean up releases from those facilities (48 FR 40661, September 8, 1983). Where other authorities exist, placing the site on the NPL for possible remedial action under CERCLA may not be appropriate. Therefore, EPA has chosen to defer certain types of sites from the NPL even though CERCLA may provide authority to respond. If, however, the Agency later determines that sites deferred as a matter of policy are not being properly responded to, the Agency may place them on the NPL.

The Agency has solicited comment on a policy to expand deferral to other Federal and State authorities (53 FR 51415, December 21, 1988); however, that policy is not currently in effect and has not been applied to sites in this rule. The Agency has committed not to implement any part of an expanded deferral policy until public and Congressional concerns have been fully reviewed and analyzed, and a decision reached on whether or not to implement such a policy.

The listing policies and statutory requirements of relevance to this final rule cover Resource Conservation and Recovery Act (RCRA) (U.S.C. 6901-6991i) sites, Federal facility sites with "special study wastes," and mining waste sites. These and other listing policies and statutory requirements have been explained in previous rulemakings, the latest being October 4, 1989 (54 FR 41000).

### Releases From Resource Conservation and Recovery Act (RCRA) Sites

On June 10, 1986 (51 FR 21054), EPA announced a decision on components of a policy for the listing or the deferral from listing on the NPL of several categories of non-Federal sites subject to RCRA subtitle C corrective action authorities. Under the policy, sites not subject to RCRA Subtitle C corrective action authorities will continue to be placed on the NPL. Examples of such sites include:

<sup>3</sup> See also *City of Stoughton, Wisc. v. U.S. EPA*, 858 F.2d 747, 751 (D.C. Cir. 1988).

Certainly EPA could have permitted further comment or conducted further testing (on proposed NPL sites). Either course would have consumed further assets of the Agency and would have delayed a determination of the risk priority associated with the site. Yet "the NPL is simply a rough list of priorities, assembled quickly and inexpensively to comply with Congress' mandate for the Agency to take action straightaway." *Eagle-Picher Industries v. EPA*, II, 759 F.2d [921] at 932 (D.C. Cir. 1985).



- Facilities that ceased treating, storing, or disposing of hazardous waste prior to November 19, 1980 (the effective date of Phase I of the Subtitle C regulations) and to which the RCRA corrective action or other authorities of Subtitle C cannot be applied.

- Sites at which only materials exempted from the statutory or regulatory definition of solid waste or hazardous waste are managed.

- Contamination areas resulting from the activities of RCRA hazardous waste handlers to which RCRA subtitle C corrective action authorities do not apply, such as hazardous waste generators or transporters, which are not required to have Interim Status or a final RCRA permit.

Further, the policy stated that certain RCRA sites at which Subtitle C corrective action authorities are available also may be listed if they meet the criterion for listing (i.e., an HRS score of 28.50 or greater) and they fall within one of the following categories.

- Facilities whose owners have demonstrated an inability to finance corrective action as evidenced by their invocation of the bankruptcy laws.

- Facilities that have lost authorization to operate, and for which there are additional indications that the owner or operator will be unwilling to undertake corrective action.

- Facilities, analyzed on a case-by-case basis, whose owners or operators have a clear history of unwillingness to undertake corrective action.

On August 9, 1988 (53 FR 30005), EPA announced a policy for determining whether RCRA facilities are unwilling to perform corrective actions, and therefore should be proposed to the NPL. Additionally, on August 9, 1988 (53 FR 30002), EPA requested comment on a draft policy for determining when an owner/operator should be considered unable to pay for addressing the contamination at a RCRA-regulated site; that draft policy is still under review.

On June 24, 1988 (53 FR 23978), EPA announced its intent to list several other categories of RCRA facilities that the Agency considers appropriate for the NPL. These categories are non- or late filers, converters (i.e., facilities whose part A permits have been withdrawn), protective filers, and sites holding RCRA permits issued before enactment of the Hazardous and Solid Waste Amendments (HSWA) of 1984. (Further definition of these terms is contained in the June 24, 1988 policy announcement.) Consistent with this policy, 23 RCRA sites were placed on the final NPL on October 4, 1989 (54 FR 41000).

In this final rule, EPA is adding to the NPL six sites that are subject to RCRA

subtitle C corrective action authorities. These sites are not appropriate for deferral under the NPL/RCRA deferral because policy either the site owners are unable to finance corrective action, as evidenced by their invocation of the bankruptcy laws, or the sites are converters.

#### *Releases from Federal Facility Sites*

On March 13, 1989 (54 FR 10520), the Agency announced a policy for listing Federal facility sites on the NPL if they meet the prescribed eligibility criteria (e.g., an HRS score of 28.50 or greater), even if the Federal facility also is subject to the corrective action authorities of RCRA subtitle C. In that way, cleanup, if appropriate, could be effected at those sites under CERCLA.

Federal facility sites are placed in a separate section of the NPL. This rule adds 14 Federal facility sites to the final NPL, bringing the total number of final Federal facility sites to 93. Currently, 24 Federal facility sites are proposed to the NPL.

#### *Releases of Special Study Wastes*

Section 105(g) of CERCLA, as amended by SARA, requires EPA to consider certain factors before adding sites involving RCRA "special study wastes" to the NPL. Section 105(g) applies to sites that (1) were not on or proposed for the NPL as of October 17, 1986 and (2) contain significant quantities of special study wastes as defined under RCRA sections 3001(b)(2) [drilling fluids], 3001(b)(3)(A)(ii) [mining wastes], and 3001(b)(3)(A)(iii) [cement kiln dusts]. Before these sites can be added to the NPL, section 105(g) requires that the following information be considered.

- The extent to which the HRS score for the facility is affected by the presence of the special study waste at or released from the facility.

- Available information as to the quantity, toxicity, and concentration of hazardous substances that are constituents of any special study waste at, or released from, the facility; the extent of or potential for release of such hazardous constituents; the exposure or potential exposure to human population and environment; and the degree of hazard to human health or the environment posed by the release of such hazardous constituents at the facility.

This final rule includes one site containing or potentially containing special study wastes subject to section 105(g). EPA has placed in the dockets an addendum that evaluates for the site the information called for in section 105(g). The addendum indicates that the special

study waste presents a threat to human health and the environment, and that the site should be added to the NPL.

CERCLA section 125, as amended by SARA, addresses specific special study wastes described in RCRA section 3001(b)(3)(A)(i) (fly ash and related wastes). No sites in this rule are subject to section 125.

#### *Response to Public Comments on Special Study Waste Sites*

When EPA proposed to include on the NPL the special study waste site in today's final rule, the Agency received several public comments. The Agency's responses to site-specific comments are contained in the "Support Document for the Revised National Priorities List—Final Rule, February 1990." (See Section V in today's final rule.)

EPA also received general (i.e., non-site-specific) comments from one organization concerning the Agency's evaluation of coal tar special study waste sites. A summary of the issues raised in these comments and the Agency's response follow. EPA's response generally applies to all special study waste sites, not just to the one in today's final rule.

The commenter said that "it can be argued" that coal tar wastes, found at the special study waste site in today's rule (see Section V), are "generated primarily from the combustion of coal or other fossil fuels" and, therefore, could be considered the type of special study waste governed by CERCLA section 125. However, the commenter said that, "[f]or purposes of these comments, we concur with EPA's categorization" of coal tar waste as a waste from the "extraction, beneficiation, and processing of ores and minerals" governed by CERCLA section 105(g).

In response, EPA has stated that wastes produced in the coal gasification process are subject to CERCLA section 105(g), not section 125. See 54 FR 15319, April 17, 1989; 54 FR 36642, September 1, 1989; and 54 FR 39301-2, September 25, 1989. The Agency's interpretation of RCRA section 3001(b)(3)(A)(ii), and, therefore, CERCLA section 105(g), as applying to wastes generated in the coal gasification process, also was stated in a September 15, 1987 memorandum from Marcia Williams, then the Director of EPA's Office of Solid Waste, and Christina Kaneen, EPA Assistant General Counsel for RCRA, to Robert Duprey, Director of the Waste Management Division in EPA Region 8. (This memorandum is included in the Superfund docket for this final rule.) Therefore, the site with coal tar wastes in today's rule was evaluated as a



CERCLA section 105(g) special study waste site.

The commenter also questioned EPA's interpretation of statutory requirements in evaluating special study waste sites. The commenter criticized "EPA's apparent position" that the requirements imposed on the Agency by CERCLA section 125 for listing sites with special study wastes described in RCRA section 3001(b)(3)(A)(i) [fly ash and related wastes] are equivalent to those imposed by CERCLA section 105(g) for listing other special study waste sites. The commenter stated that CERCLA section 125 imposes "burdens beyond those imposed by section 105(g) with respect to listing fossil fuel combustion waste sites pending revision of the HRS."

In response, in EPA's view, the sites referred to by the commenter do not contain substantial volumes of wastes subject to CERCLA section 125. If, in the future, EPA proposes to include such a site on the NPL using the current HRS, the Agency will carefully evaluate and comply with the requirements of that section, and respond to the specific concerns raised by the commenter regarding the difference between sections 125 and 105(g). (No such sites have been listed to date since the enactment of section 125.)

The commenter also stated that section 105(g) requires EPA to "consider the enumerated site-specific factors to determine whether the HRS score overestimates the actual risks posed by the site." He stated that if risks are overestimated, EPA must reassess its initial decision to list a site. He suggested that this reassessment could be done by revising the inputs used to score the site or by making a new listing decision based on an analysis of site-specific factors listed in section 105(g). The commenter stated that the HRS scoring packages, including the special study waste addenda, did not indicate that such a reassessment had been made.

In response, EPA notes that CERCLA section 105(g) requires that certain factors (listed earlier in this preamble) be "considered" in ranking facilities containing special study wastes, but does not set forth a specific procedure to be followed in doing so. As required by section 105(g)(2)(A), EPA reviewed each site included in this final rule to determine whether the presence of any special study waste at, or release of such waste from, the site may have had an effect on the HRS score. As noted above, only one site in today's final rule was affected. The information referred to in section 105(g)(2)(B), to the extent available within the meaning of that

section, was gathered as reflected in the addendum to the scoring package.

EPA is satisfied that, in considering this and other special study waste sites, it has complied with the directive in section 105(g) to consider factors relating to special study waste sites. In the absence of specific direction from Congress as to the process by which those factors should be considered, EPA assembles the available information on each of those factors and summarizes that information in the addendum for each site. Where the HRS evaluation for a site is based at least in part on the presence of special study wastes or contaminants found in special study wastes, the Agency includes in the addendum a qualitative analysis related to the risks posed by the site to complement the HRS evaluation. That analysis includes an evaluation of the toxicity of the contaminants present, an evaluation of potential or actual human exposures, and an assessment of the potential hazards at any possible points of exposure. In the case of the special study waste site included in today's final rule, based on information assembled in the addendum, EPA has concluded that the site presents a threat to human health and the environment and that inclusion on the NPL is warranted (53 FR 23992, June 24, 1988).

EPA notes that the requirements for consideration of special study wastes in CERCLA section 105 differ significantly from those in CERCLA section 125, which applies only to sites containing waste described in RCRA section 3001(b)(3)(A)(i) (fly ash and certain other fossil fuel combustion wastes). Section 125, added by SARA, specifically prohibits EPA from including on the NPL any site for which the ranking was based principally on volume and not concentration of the constituents of the section 3001(b)(3)(A)(i) waste. No such prohibition is contained in section 105(g), also added by SARA. The legislative history of section 105(g) demonstrates that Congress had considered and rejected language similar to that used in section 125 in an earlier version of section 105(g). The intentional revision of section 105(g) to distinguish it from section 125 demonstrates that Congress decided to give EPA wide discretion in adding special study waste facilities to the NPL. In particular, section 105(g) permits sites to be listed even if the ranking is based principally on total waste volume.

The commenter also stated that EPA has failed to comply with CERCLA section 105(g) in proposing special study waste sites for the NPL, because EPA

did not estimate quantities of hazardous constituents at each site. The commenter said that any decision to list such a site must "be based on an assessment of the actual risks posed by the hazardous constituents of the wastes \* \* \*"

In response, where data on factors such as quantity or concentration of hazardous substance constituents are not readily available, EPA is not required by SARA to collect new information. SARA directs EPA to consider only "available information," and the Report to SARA explains that "[i]n the course of determining whether to add facilities containing special study wastes to the NPL in the interim period, if the President has sampling data from past or present on-site or off-site examination of the facility or releases from the facility available, he shall consider it" (H.R. Rep. No. 962, 99th Cong., 2d Sess. 202 (1986)).

At sites where information on hazardous constituent quantity is available, EPA does consider that information, as discussed above. However, the Conference Report cited above emphasizes that although EPA is required to "consider" available information, this consideration should not involve "the conduct of risk assessments." Thus, at those sites where some concentration data are available, the Agency has broad discretion in determining how the available information will be considered in listing decisions.

The commenter also stated that the analysis of special study waste sites should not focus on the highest concentration of hazardous constituents but should consider the range of concentrations.

In response, SARA directs EPA only to consider "available information" on "concentrations of hazardous substances" in special study wastes; it does not specify in further detail how to analyze the site where multiple samples show differing levels of concentration, and that decision is therefore within the Agency's discretion. The commenter is correct in noting that EPA generally uses the highest concentrations found in order to ensure that the most severe threats identified are taken into account. Many of the hazardous constituents of the special study wastes have been found at high concentrations at the coal tar waste sites referred to by the commenter. Listing such sites is not inconsistent with the Congressional concern that "high volume, low toxicity waste sites posing low risk \* \* \*" not be listed on the NPL (131 Cong. Rec. S 11681, September 18, 1985). Furthermore,



because data generally are limited at the site inspection stage, high concentrations of certain hazardous substances in some samples may indicate that more extensive sampling later at the remedial stage will reveal elevated levels of these or other hazardous substances. These factors, taken together, justify EPA's approach of using the highest concentration data. This approach is consistent with EPA's approach to other similar scoring issues; for example, where multiple contaminants are found at a site, the most toxic constituent is used for scoring purposes.

The commenter also stated that EPA has failed to consider readily available site-specific information on the direction of ground water flow in preparing special study waste addenda.

In response, the Agency does not believe that section 105(g) requires assessing site-specific information on ground water flow direction. Nowhere in the statutory language or the legislative history of section 105 or other provisions of CERCLA, as amended, does Congress instruct EPA to consider the direction of ground water flow in scoring sites with special study wastes. Rather, Congress gives the Agency broad discretion to "rank sites as accurately as the agency believes is feasible, using information from preliminary assessments and site inspections, \* \* \* and identification of

potentially and actually contaminated water supplies for sensitive environments" (H.R. Rep. No. 962, 99th Cong., 2d Sess. 200 (1986)).

The principal concern of Congress in enacting section 105(g) was that the current HRS may "introduce a bias in the hazard ranking system against large quantities of waste with the presence of trace toxic metals, such as typical mining wastes" (Senate Rep. No. 99-11, 99th Cong., 1st Sess. 40 (1985)). Ground water flow direction is unrelated to this concern. In any case, at the site inspection stage, determining the extent of population actually exposed or threatened based on ground water flow information generally is not practicable (47 FR 31190, July 16, 1982). In many instances, this information is not available, and in others, the flow direction varies over time. Requiring a precise measure of the affected population would substantially delay the listing of sites and substantially increase the costs associated with scoring sites. As stated in the legislative history for section 105, "[n]either the revised Hazard Ranking System required by this section nor any other provision of law or regulation requires the conduct of risk assessments at unlisted or listed facilities" (H.R. Rep. No. 962, 99th Cong., 2d Sess. 202 (1986)).

In analyzing any site, the Agency generally uses a radius of 3 miles or less

around a site when determining the distance to the nearest well in the contaminated aquifer and the population at risk due to actual or potential contamination. This methodology is reasonable because it recognizes the potential for future population growth at locations downgradient from the site and for new data that indicate a different flow direction. Furthermore, the purpose of the HRS is not only to protect current ground water users, but more broadly to identify and protect valuable ground water resources.

#### V. Disposition of Sites in Today's Final Rule

This final rule promulgates 71 sites (table 1) and drops 1 site from several proposed rulemakings. These 72 sites are from the following proposed updates:

- Update #2 (49 FR 40320, October 15, 1984): 1 site
- Update #3 (50 FR 14115, April 10, 1985): 1 site
- Update #4 (50 FR 37950, September 18, 1985): 3 sites
- Update #5 (51 FR 21099, June 10, 1986): 4 sites
- Update #6 (52 FR 2492, January 22, 1987): 6 sites
- Update #7 (53 FR 23988, June 24, 1988): 4 sites
- Update #9 (54 FR 29820, July 14, 1989): 8 sites

TABLE 1.—NATIONAL PRIORITIES LIST, NEW FINAL SITES (BY RANK), FEBRUARY 1990

NPL		State	Site Name	City/County
Gr <sup>1</sup>	Rank			
2	70	WA	ALCOA (Vancouver Smelter) .....	Vancouver.
3	143	KY	Brantley Landfill .....	Island.
3	150	VT	Parker Sanitary Landfill .....	Lyndon
4	163	DE	E.I. Du Pont (Newport Plant Lt) .....	Newport.
4	197	MI	Hi-Mill Manufacturing Co. ....	Highland.
5	211	TN	Carrier Air Conditioning Co. ....	Collierville.
6	280	OK	Oklahoma Refining Co. ....	Cyril.
7	318	WA	Pasco Sanitary Landfill .....	Pasco.
8	363	MA	Atlas Tack Corp. ....	Fairhaven.
8	370	FL	Airco Plating Co. ....	Miami.
8	380	WA	Pacific Car & Foundry Co. ....	Renton.
8	381	IA	John Deere (Ottumwa Works Lndfls) .....	Ottumwa.
8	384	IN	Himco Dump .....	Elkhart.
8	391	PA	Avco Lycoming (Williamsport Div) .....	Williamsport.
8	396	MI	State Disposal Landfill, Inc. ....	Grand Rapids.
9	412	GA	Cedartown Industries, Inc. ....	Cedartown.
10	457	SC	Rock Hill Chemical Co. ....	Rock Hill.
10	483	IL	Amoco Chemicals (Joliet Landfill) .....	Joliet.
10	486	OR	Allied Plating, Inc. ....	Portland.
11	515	FL	Beulah Landfill .....	Pensacola.
11	524	OK	Mosley Road Sanitary Landfill .....	Oklahoma City.
11	537	NC	FCX, Inc. (Statesville Plant) .....	Statesville.
11	539	MI	Michigan Disposal (Cork Street Lt) .....	Kalamazoo.
12	553	SC	Sangamo/Twelve-Mile/Hartwell PCB .....	Pickens.
12	563	MI	Bandix Corp./Allied Automotive .....	St. Joseph.
12	567	VA	Arrowhead Assoc./Scovill Corp. ....	Montross.



TABLE 1.—NATIONAL PRIORITIES LIST, NEW FINAL SITES (BY RANK), FEBRUARY 1990—Continued

NPL		State	Site Name	City/County
Gr <sup>1</sup>	Rank			
12	568	VA	Atlantic Wood Industries, Inc.	Portsmouth.
12	598	SC	Townsend Saw Chain Co.	Pontiac.
13	602	VA	Suffolk City Landfill	Suffolk.
13	622	IL	DuPage Cty Ldf/Blackwell Forest	Warrenville.
13	636	NY	Niagara Mohawk Power (Saratoga Sp)	Saratoga Springs
13	648	KS	29th & Mead Ground Water Contamin	Wichita.
14	677	IL	H.O.D. Landfill	Antioch.
14	695	MI	Kaydon Corp.	Muskegon.
14	700	MI	Muskegon Chemical Co.	Whitehall.
15	713	DE	Tyler Refrigeration Pit	Smyrna.
15	723	SC	Helena Chemical Co. Landfill	Fairfax.
15	739	NY	Carroll & Dubies Sewage Disposal	Port Jervis.
15	744	CT	Linemaster Switch Corp.	Woodstock.
16	754	NY	Jones Chemicals, Inc.	Caledonia.
16	755	PA	Saegertown Industrial Area	Saegertown.
16	762	CA	CTS Printex, Inc.	Mountain View.
16	770	CA	Sola Optical USA, Inc.	Petaluma.
16	781	KY	General Tire/Rubber (Mayfield Lnf)	Mayfield.
16	789	WI	Madison Metro Sewer District Lag	Blooming Grove.
16	795	SC	Beaunit Corp (Circular Knit & Dye)	Fountain Inn.
17	831	CA	TRW Microwave, Inc (Building 825)	Sunnyvale.
18	861	MO	Missouri Electric Works	Cape Girardeau.
18	867	FL	Piper Aircraft/Vero Beach Wtr&Swr	Vero Beach.
18	871	FL	Anodyne, Inc.	North Miami Beach.
18	880	AL	Redwing Carriers, Inc. (Saraland)	Saraland.
18	897	WA	Northwest Transformer (S Harkness)	Everson.
19	933	CA	Hewlett-Packard(620-40 Page Mill)	Palo Alto.
19	939	ME	Saco Municipal Landfill	Saco.
19	947	WA	Old Inland Pit	Spokane.
20	966	PA	North Penn—Area 12	Worcester.
20	977	MI	Metal Working Shop	Lake Ann.

<sup>1</sup> Sites are placed in groups (Gr) corresponding to groups of 50 on the final NPL.

Number of New Final Sites: 57.

NATIONAL PRIORITIES LIST, FEDERAL FACILITY SITES, NEW FINAL (BY RANK), FEBRUARY 1990

NPL Gr <sup>1</sup>	State	Site Name	City/County
1	CA	Riverbank Army Ammunition Plant	Riverbank.
3	MD	Aber Prov Ground-Edgewood Area	Edgewood.
5	WA	Naval Air Sta, Whid Is (Ault)	Whidbey Island.
7	NJ	Picatinny Arsenal	Rockaway Township.
9	CA	Fort Ord	Marina.
10	WA	Naval Air Sta, Whid Is (Seaplane)	Whidbey Island.
10	NH	Pease Air Force Base	Portsmouth/Newington.
10	WY	F.E. Warren Air Force Base	Cheyenne.
12	CA	El Toro Marine Corps Air Station	El Toro.
13	MA	Fort Devens-Sudbury Training Ann	Middlesex County.
14	ME	Loring Air Force Base	Limestone.
16	CA	George Air Force Base	Victorville.
17	AZ	Yuma Marine Corps Air Station	Yuma.
19	MO	Weldon Spring Form Army Ord Works	St. Charles County.

<sup>1</sup> Sites are placed in groups (Gr) corresponding to groups of 50 on the final NPL.

Number of New Final Federal Facility Sites: 14.

EPA read all comments received on these sites, including late comments. In past rules, EPA responded even to late comments. However, given the volume and number of late comments received and the need to make final decisions on all currently proposed sites prior to the date that the revised HRS takes effect, EPA was not able to respond to all late

comments received for sites in this rule. EPA has responded (in the Support Document) to those comments received no later than October 31, 1988 for all sites included in this final rule that were proposed in Updates #2, 3, 4, 5, 6, and 7 and to those comments received no later than October 3, 1989 for sites in this final rule that were proposed in Update

#9. (EPA had previously indicated that it may no longer be able to consider late comments (53 FR 23990, June 24, 1988 and 54 FR 19527, May 5, 1989)). Although EPA has not responded to all late comments, it has read all late comments, and has endeavored to respond in the Support Document to those late comments that bring to the Agency's



attention a fundamental error in the scoring of a site. In addition, the Agency has routinely responded to late comments resulting from EPA correspondence that provided commenters with more recent data or requested that the commenters be more specific in their comments.

Based on the comments received on the proposed sites, as well as investigation by EPA and the States (generally in response to comment), EPA recalculated the HRS scores for individual sites where appropriate. Where the public comments or additional information dropped a score below 28.50, the site has been removed from the NPL. EPA's response to site-specific public comments and explanations of any score changes made as a result of such comments are addressed in the "Support Document for the Revised National Priorities List—Final Rule, February 1990."

#### RCRA Sites

Six sites are subject to Subtitle C corrective action authorities, but either the site owner has invoked the protection of the bankruptcy laws, or the Part A permit has been withdrawn (converter status). These sites are being added to the final NPL consistent with the NPL/RCRA listing policy:

- CTS Printex, Inc., Mountain View, California (converter)
- John Deere (Ottumwa Works Landfills), Ottumwa, Iowa (converter)
- Oklahoma Refining Co., Cyril, Oklahoma (bankruptcy)
- Allied Plating Inc., Portland, Oregon (bankruptcy)
- Townsend Saw Chain Co., Pontiac, South Carolina (converter)
- Carrier Air Conditioning Co., Collierville; Tennessee (converter)

#### Federal Facility Sites

This final rule adds 14 Federal facility sites to the NPL (Table 1).

#### Special Study Waste Sites

One site containing or possibly containing special study wastes is being added to the NPL in this rule:

- Niagara Mohawk Power Corp. (Saratoga Springs Plant), Saratoga Springs, New York (coal tar wastes).

#### Score Revisions

EPA has revised the HRS scores for 19 sites based on its review of comments and additional information developed by EPA and the States (table 2). Some of the changes have placed the sites in different groups of 50 sites. For one of these sites, the public comments have resulted in scores below the cut-off of 28.50. Accordingly, this site is being

dropped from the proposed NPL at this time:

- Keyser Avenue Borehole, Scranton, Pennsylvania

TABLE 2—SITES WITH HRS SCORE CHANGES

State/Site Name	Location	HRS Score	
		Proposed	Final
AZ/Yuma Marine Corps Air Station.	Yuma.....	29.88	32.24
CA/CTS Printex, Inc.	Mountain View.....	35.39	33.62
CA/EI Toro Marine Corps Air Station.	El Toro.....	40.93	37.43
CA/Sola Optical USA, Inc.	Petaluma.....	35.57	33.39
DE/Tyler Refrigeration Pit.	Smyrna.....	29.41	33.94
IL/Amoco Chemicals (Joliet Landfill).	Joliet.....	32.47	39.44
IL/H.O.D. Landfill.	Antioch.....	52.02	34.68
KS/29th & Mead Ground Water Contamination.	Wichita.....	42.79	35.35
KY/Brantley Landfill.	Island.....	58.15	52.73
MA/Atlas Tack Corp.	Fairhaven.....	31.89	42.60
MI/Metal Working Shop.	Lake Ann.....	30.12	28.82
MO/Missouri Electric Works.	Cape Girardeau.....	33.40	31.20
MO/Weldon Spring Former Army Ordnance Works.	St. Charles Co.....	30.77	30.26
PA/Keyser Avenue Borehole.	Scranton.....	30.24	00.00
SC/Rock Hill Chemical Co.	Rock Hill.....	49.76	40.29
TN/Carrier Air Conditioning Co.	Collierville.....	35.37	48.91
VA/Atlantic Wood Industries, Inc.	Portsmouth.....	40.77	37.14
VT/Parker Sanitary Landfill.	Lyndon.....	46.25	52.29
WA/Naval Air Station, Whidbey Island (Ault).	Whidbey Island.....	48.48	47.58

#### Name Revisions

The name of one site addressed in this final rule has been changed in response to information received during the comment period. The change is intended to reflect more accurately the location, nature, or potential sources of contamination at the site:

- North Penn—Area 12 (proposed as Transcoil, Inc.), Worcester, Pennsylvania

#### VI. Disposition of All Proposed Sites/Federal Facility Sites

To date, EPA has proposed 10 major updates to the NPL. Today's rule results in a total of 113 non-Federal sites and 24 Federal facility sites that continue to be proposed pending completion of response to comment, resolution of technical issues and resolution of various policy issues (table 3). All sites that remain proposed will be considered for future final rules. Although these sites remain proposed, the comment periods have not been extended or reopened.

TABLE 3—NPL PROPOSALS

Update No.	Date/FEDERAL REGISTER Citation	Number of Sites/Federal Facility Sites	
		Proposed	Remaining Proposed
1.....	9/8/83, 48 FR 40674.	132/1	1/0
2.....	10/15/84, 49 FR 40320.	208/36	16/3
3.....	4/10/85, 50 FR 14115.	26/6	0/0
4.....	9/18/85, 50 FR 37950.	38/3	0/0
5.....	6/10/86, 51 FR 21099.	43/2	4/0
6.....	1/22/87, 52 FR 2492.	63/1	7/0
7.....	6/24/88, 53 FR 23988.	215/14	57/2
8.....	5/5/89, 54 FR 19526.	10/0	5/0
9.....	7/14/89, 54 FR 29820.	0/52	0/17
10.....	10/26/89, 54 FR 43778.	23/2	23/2
ATSDR.....	8/16/89, 54 FR 33846.	2/0	0/0
Total.....		760/117	113/24

#### VII. Contents of the NPL

The 71 new sites added to the NPL in today's rule (Table 1) have been incorporated into the NPL in order of their HRS scores except where EPA modified the order to reflect top priorities designated by the States, as discussed in greater detail in previous rulemakings, the most recent on March 31, 1989 (54 FR 13296).

The NPL appears at the end of this final rule and will be codified as part of Appendix B to the NCP. Sites on the NPL are arranged according to their scores on the HRS. The NPL is presented in groups of 50 sites to emphasize that minor differences in HRS scores do not necessarily represent significantly different levels of risk. Except for the first group, the score range within the groups, as indicated in the list, is less



than 4 points. EPA considers the sites within a group to have approximately the same priority for response actions. For convenience, the sites are numbered.

The following three sites previously were placed on the NPL because they met the requirements of the NCP at § 300.66(b)(4), as explained in section III of this rule:

- Forest Glen Mobile Home Subdivision, Niagara Falls, New York
- Radium Chemical Co., Inc., Woodside, New York City, New York
- Lansdowne Radiation Site, Lansdowne, Pennsylvania

These sites have HRS scores less than 28.50, and appear at the end of the list.

This rule adds 14 new sites to the Federal facility section of the NPL by group number.

### VIII. Regulatory Impact Analysis

The costs of cleanup actions that may be taken at sites are not directly attributable to placement on the NPL, as explained below. Therefore, the Agency has determined that this rulemaking is not a "major" regulation under Executive Order 12291. EPA has conducted a preliminary analysis of economic implications of today's amendment to the NCP. EPA believes that the kinds of economic effects associated with this revision generally are similar to those effects identified in the regulatory impact analysis (RIA) prepared in 1982 for the revisions to the NCP pursuant to section 105 of CERCLA and the economic analysis prepared when amendments to the NCP were proposed (50 FR 5882, February 12, 1985). The Agency believes the anticipated economic effects related to adding these 71 sites to the NPL can be characterized in terms of the conclusions of the earlier RIA and the most recent economic analysis. This rule was submitted to the Office of Management and Budget for review as required by Executive Order 12291.

#### Costs

EPA has determined that this rulemaking is not a "major" regulation under Executive Order 12291 because inclusion of a site on the NPL does not itself impose any costs. It does not establish that EPA necessarily will undertake remedial action, nor does it require any action by a private party or determine its liability for site response costs. Costs that arise out of site responses result from site-by-site decisions about what actions to take, not directly from the act of listing itself. Nonetheless, it is useful to consider the costs associated with responding to all sites included in this rulemaking.

The major events that follow the proposed listing of a site on the NPL are a search for potentially responsible parties and a remedial investigation/feasibility study (RI/FS) to determine if remedial actions will be undertaken at a site. Design and construction of the selected remedial alternative follow completion of the RI/FS, and operation and maintenance (O&M) activities may continue after construction has been completed.

EPA initially bears costs associated with responsible party searches. Responsible parties may bear some or all the costs of the RI/FS, remedial design and construction, and O&M, or EPA and the States may share costs.

The State cost share for site cleanup activities has been amended by section 104 of SARA. For privately-owned sites, as well as at publicly-owned but not publicly-operated sites, EPA will pay for 100% of the costs of the RI/FS and remedial planning, and 90% of the costs associated with remedial action. The State will be responsible for 10% of the remedial action. For publicly-operated sites, the State cost share is at least 50% of all response costs at the site, including the RI/FS and remedial design and construction of the remedial action selected. After the remedy is built, costs fall into two categories:

- For restoration of ground water and surface water, EPA will share in startup costs according to the criteria in the previous paragraph for 10 years or until a sufficient level of protectiveness is achieved before the end of 10 years.
- For other cleanups, EPA will share for up to 1 year the cost of that portion of response needed to assure that a remedy is operational and functional. After that, the State assumes full responsibilities for O&M.

In previous NPL rulemakings, the Agency estimated the costs associated with these activities (RI/FS, remedial design, remedial action, and O&M) on an average per site and total cost basis. EPA will continue with this approach, using the most recent (1988) cost estimates available; these estimates are presented below. However, there is wide variation in costs for individual sites, depending on the amount, type, and extent of contamination. Additionally, EPA is unable to predict what portions of the total costs responsible parties will bear, since the distribution of costs depends on the extent of voluntary and negotiated response and the success of any cost-recovery actions.

Cost category	Average total cost per site <sup>1</sup>
RI/FS	1,300,000
Remedial Design	1,500,000
Remedial Action	*25,000,000
Net present value of O&M <sup>2</sup>	*3,770,000

<sup>1</sup> 1988 U.S. dollars.

<sup>2</sup> Includes State cost-share.

\* Assumes cost of O&M over 30 years, \$400,000 for the first year and 10% discount rate.

Source: Office of Program Management, Office of Emergency and Remedial Response, U.S. EPA.

Costs to States associated with today's final rule arise from the required State cost-share of: (1) 10% of remedial actions and 10% of first-year O&M costs at privately-owned sites and sites that are publicly-owned but not publicly-operated; and (2) at least 50% of the remedial planning (RI/FS and remedial design), remedial action, and first-year O&M costs at publicly-operated sites. States will assume the cost for O&M after EPA's period of participation. Using the assumptions developed in the 1982 RIA for the NCP, EPA has assumed that 90% of the 57 non-Federal sites added to the NPL in this rule will be privately-owned and 10% will be State- or locally-operated. Therefore, using the budget projections presented above, the cost to States of undertaking Federal remedial planning and actions, but excluding O&M costs, would be approximately \$211 million. State O&M costs cannot be accurately determined because EPA, as noted above, will share O&M costs for up to 10 years for restoration of ground water and surface water, and it is not known how many sites will require this treatment and for how long. However, based on past experience, EPA believes a reasonable estimate is that it will share startup costs for up to 10 years at 25% of sites. Using this estimate, State O&M costs would be approximately \$183 million.

Placing a hazardous waste site on the final NPL does not itself cause firms responsible for the site to bear costs. Nonetheless, a listing may induce firms to clean up the sites voluntarily, or it may act as a potential trigger for subsequent enforcement or cost-recovery actions. Such actions may impose costs on firms, but the decisions to take such actions are discretionary and made on a case-by-case basis. Consequently, precise estimates of these effects cannot be made. EPA does not believe that every site will be cleaned up by a responsible party. EPA cannot project at this time which firms or industry sectors will bear specific portions of the response costs, but the



Agency considers: the volume and nature of the waste at the sites; the strength of the evidence linking the wastes at the site to the parties; the parties' ability to pay; and other factors when deciding whether and how to proceed against the parties.

Economy-wide effects of this amendment to the NCP are aggregations of effects on firms and State and local governments. Although effects could be felt by some individual firms and States, the total impact of this amendment on output, prices, and employment is expected to be negligible at the national level, as was the case in the 1982 RIA.

#### *Benefits*

The real benefits associated with today's amendment placing additional sites on the NPL are increased health and environmental protection as a result of increased public awareness of potential hazards. In addition to the potential for more federally-financed remedial actions, expansion of the NPL could accelerate privately-financed, voluntary cleanup efforts. Listing sites as national priority targets also may give States increased support for funding responses at particular sites.

As a result of the additional CERCLA remedies, there will be lower human exposure to high-risk chemicals, and higher-quality surface water, ground water, soil, and air. These benefits are expected to be significant, although difficult to estimate in advance of completing the RI/FS at these sites.

#### **IX. Regulatory Flexibility Act Analysis**

The Regulatory Flexibility Act of 1980 requires EPA to review the impacts of this action on small entities, or certify that the action will not have a significant impact on a substantial number of small entities. By small entities, the Act refers to small businesses, small government jurisdictions, and nonprofit organizations.

While modifications to the NPL are considered revisions to the NCP, they are not typical regulatory changes since the revisions do not automatically impose costs. The placing of sites on the NPL does not in itself require any action of any private party, nor does it determine the liability of any party for the cost of cleanup at the site. Further, no identifiable groups are affected as a whole. As a consequence, it is hard to predict impacts on any group. Placing a site on the NPL could increase the likelihood that adverse impacts to responsible parties (in the form of cleanup costs) will occur, but EPA cannot identify the potentially affected business at this time nor estimate the number of small businesses that might be affected.

The Agency does expect that certain industries and firms within industries that have caused a proportionately high percentage of waste site problems could be significantly affected by CERCLA actions. However, EPA does not expect the impacts from the listing of these 57 non-Federal sites to have a significant economic impact on a substantial number of small businesses.

In any case, economic impacts would occur only through enforcement and cost-recovery actions, which are taken at EPA's discretion on a site-by-site basis. EPA considers many factors when determining what enforcement actions to take, including not only the firm's contribution to the problem, but also the firm's ability to pay.

The impacts (from cost recovery) on small governments and nonprofit organizations would be determined on a similar case-by-case basis.

#### **List of Subjects in 40 CFR Part 300**

Air pollution control, chemicals, Hazardous materials, Intergovernmental relations, Natural resources, Oil pollution, Reporting and recordkeeping requirements, Superfund, Waste treatment and disposal, Water pollution control, Water supply.

Dated: February 9, 1990.

**Don R. Clay,**

*Acting Assistant Administrator, Office of Solid Waste and Emergency Response.*

40 CFR part 300 is amended as follows:

#### **PART 300—[AMENDED]**

1. The authority citation for part 300 continues to read as follows:

Authority: 42 U.S.C. 9605; 42 U.S.C. 9620; 33 U.S.C. 1321(c)(2); E.O. 11735 (38 FR 21243); E.O. 12580 (52 FR 2923).

2. Appendix B of part 300 is revised to read as set forth below.

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## Appendix B-National Priorities List

National Priorities List (by Rank)  
February 1990

NPL Rank	EPA Reg	St	Site Name	City/County
Group 1 (HRS Scores 75.60 - 58.54)				
1	02	NJ	Lipari Landfill	Pittman
2	03	DE	Tybots Corner Landfill *	New Castle County
3	03	PA	Bruin Lagoon	Bruin Borough
4	02	NJ	Helen Kramer Landfill	Manitua Township
5	01	MA	Industri-Plex	Woburn
6	02	NJ	Price Landfill *	Pleasantville
7	02	NY	Pollution Abatement Services *	Oswego
8	07	IA	LeBounty Site	Charles City
9	03	DE	Army Creek Landfill	New Castle County
10	02	NJ	CPS/Medison Industries	Old Bridge Township
11	01	MA	Wyanza Chemical Waste Dump	Ashland
12	02	NJ	GEMS Landfill	Gloucester Township
13	05	MI	Berlin & Farro	Swartz Creek
14	01	MA	Baird & McGuire	Holbrook
15	02	NJ	Lone Pine Landfill	Freehold Township
16	01	NY	Somersworth Sanitary Landfill	Somersworth
17	05	MA	FMC Corp. (Fridley Plant)	Fridley
18	06	AR	Ventac, Inc.	Jacksonville
19	01	NH	Keefe Environmental Services	Epping
20	08	MT	Silver Bow Creek/Butte Area	Sil Bow/Deer Lodge
21	08	SD	Whitewood Creek *	Whitewood
22	06	TX	French, Ltd.	Crosby
23	05	MI	Liquid Disposal, Inc.	Utica
24	01	NH	Sylvester *	Nashua
25	03	PA	Tysons Dump	Upper Merion Twp
26	03	PA	McAdoo Associates *	McAdoo Borough
27	06	TX	Motco, Inc. *	La Marque
28	05	OH	Arcanum Iron & Metal	Darke County
29	08	MT	East Helena Site	East Helena
30	06	TX	Sikes Disposal Pits	Crosby
31	04	AL	Triana/Tennessee River	Limestone/Morgan
32	09	CA	Stringfellow *	Glen Avon Heights
33	01	ME	McKin Co.	Gray
34	06	TX	Crystal Chemical Co.	Houston
35	02	NJ	Bridgeport Rental & Oil Services	Bridgeport
36	08	CO	Sand Creek Industrial	Commerce City
37	06	TX	Geneva Industries/Fuhrmann Energy	Houston
38	01	MA	U.R. Grace & Co Inc (Acton Plant) *	Acton
39	05	MA	Reilly Tar (St. Louis Park Plant) *	St. Louis Park
40	01	NH	New Brighton/Arden Hills	New Brighton
41	04	FL	Schuykill Metals Corp.	Plant City
42	02	NJ	Vineland Chemical Co., Inc.	Vineland
43	03	PA	Burnt Fly Bog	Marlboro Township
44	03	PA	Publicker Industries Inc.	Philadelphia
45	02	NY	Old Bethpage Landfill	Oyster Bay
46	02	NJ	Shieldalloy Corp.	Newfield Borough
47	04	FL	Reeves Southeast Galvanizing Corp	Tampa
48	08	MT	Anaconda Co. Smelter	Anaconda
49	10	WA	Western Processing Co., Inc.	Kent
50	05	VI	Omega Hills North Landfill	Germentown

National Priorities List (by Rank)  
February 1990

NPL Rank	EPA Reg	St	Site Name	City/County
Group 2 (HRS Scores 58.41 - 56.16, except for State top priority sites)				
51	04	FL	American Cresote (Pensacola Plt)	Pensacola
52	02	NJ	Caldwell Trucking Co.	Fairfield
53	02	NY	GE Moreau	South Glen Falls
54	06	OK	Tar Creek (Ottawa County)	Ottawa County
55	07	KS	Cherokee County	Cherokee County
56	05	IN	Seymour Recycling Corp. *	Seymour
57	05	OH	United Scrap Lead Co., Inc.	Troy
58	04	FL	Peak Oil Co./Sey Drum Co.	Tampa
59	02	NJ	Brick Township Landfill	Brick Township
60	02	NJ	Brook Industrial Park	Bound Brook
61	05	MI	American Anodco, Inc.	Ironia
62	10	WA	Frontier Hard Chrome, Inc.	Vancouver
63	05	VI	Janesville Old Landfill	Janesville
64	05	MI	Northern Plating	Cadillac
65	04	SC	Kalama Specialty Chemicals	Beaufort
66	04	SC	Independent Nail Co.	Beaufort
67	05	VI	Janesville Ash Beds	Janesville
68	04	FL	Davie Landfill	Davie
69	05	OH	Miami County Incinerator	Troy
70	10	WA	ALCOA (Vancouver Smelter)	Vancouver
71	04	FL	Gold Coast Oil Corp.	Miami
72	10	WA	General Electric (Spokane Shop)	Spokane
73	09	AZ	Tucson International Airport Area	Tucson
74	05	IN	International Minerals (E. Plant)	Terre Haute
75	05	VI	Wheeler Pit	La Prairie Township
76	09	CA	Operating Industries, Inc. Landfill	Monterey Park
77	02	NY	Wide Beach Development	Brant
78	09	CA	Iron Mountain Mine	Redding
79	05	MI	Gretiot County Landfill *	St. Louis
80	01	RI	Picillo Farm *	Coventry
81	01	MA	New Bedford Site *	New Bedford
82	06	LA	Old Inger Oil Refinery *	Darrou
83	05	OH	Chem-Dyne	Hamilton
84	04	SC	SCRDI Bluff Road *	Columbia
85	01	CT	Laurel Park, Inc. *	Naugatuck Borough
86	08	CO	Marshall Landfill *	Boulder County
87	05	IL	Outboard Marine Corp. *	Vaukegan
88	06	NH	South Valley *	Albuquerque
89	01	VT	Pine Street Canal *	Burlington
90	03	WV	West Virginia Ordnance *	Point Pleasant
91	07	MO	Ellisville Site *	Ellisville
92	08	MD	Arsenic Trioxide Site *	Southeastern MD
93	07	IA	Aldex Corp. *	Council Bluffs
94	05	WI	N.W. Maute Co., Inc. *	Appleton
95	04	TX	North Hollywood Dump *	Memphis
96	04	KY	A.L. Taylor (Valley of Drums) *	Brooks
97	09	GU	Ordot Landfill *	Guam
98	04	MS	Flowood Site *	Flowood
99	08	UT	Rose Park Sludge Pit *	Salt Lake City
100	07	KS	Arkansas City Dump *	Arkansas Cit



National Priorities List (by Rank)  
February 1990

NPL Rank	EPA Reg	Site Name	City/County
Group 3 (NRS Scores 55.97 - 52.29)			
101	02	NJ Scientific Chemical Processing	Carlstadt
102	08	CO California Gulch	Leadville
103	02	NJ D'Imperio Property	Hamilton Township
104	05	NH Oakdale Dump	Oakdale
105	05	IL Parsons Castet Hardware Co.	Belvidere
106	05	IL A & F Material Reclaiming, Inc.	Greenup
107	03	PA Douglassville Disposal	Douglassville
108	05	NH Koppers Coke	St. Paul
109	01	MA Plymouth Harbor/Cannon Eng. Corp.	Plymouth
110	10	ID Bunker Hill Mining & Metallurg	Smelterville
111	02	NY Hudson River PCBs	Hudson River
112	02	NJ Universal Oil Products (Chem Div)	East Rutherford
113	09	CA Aerojet General Corp.	Rancho Cordova
114	10	WA Com Bay, South Tacoma Channel	Tacoma
115	03	PA Osborne Landfill	Grove City
116	08	UT Portland Cement (Kiln Dust 2 & 3)	Salt Lake City
117	01	CT Old Southington Landfill	Southington
118	02	NY Syosset Landfill	Oyster Bay
119	02	NY Circuitron Corp.	East Farmingdale
120	09	AZ Nineteenth Avenue Landfill	Phoenix
121	10	OR Teledyne Mah Chang	Albany
122	10	WA Midway Landfill	Kent
123	02	NY Sinclair Refinery	Wellsville
124	04	AL Howday Engineering Co.	Green Oak Township
125	05	MI Spiegelberg Landfill	Miami
126	04	FL Miami Drum Services	Pleasant Plains
127	02	NJ Reich Farms	Pocattello
128	10	ID Union Pacific Railroad Co.	South Brunswick
129	02	NJ South Brunswick Landfill	Hatboro
130	03	PA Raymark	McIntosh
131	04	AL Ciba-Geigy Corp. (McIntosh Plant)	Tampa
132	04	FL Kassauff-Kimerling Battery	Wauconda
133	05	IL Wauconda Sand & Gravel	Muskegon
134	05	MI Bofors Nobel, Inc.	Bridge City
135	06	TX Bailey Waste Disposal	Kingston
136	01	NH Ottati & Goss/Kingston Steel Drum	Dalton Township
137	05	MI Ott/Story/Cordova Chemical Co.	Muskegon
138	05	MI Thermo-Chem, Inc.	Arvin
139	09	CA Brown & Bryant, Inc. (Arvin Plant)	Newtown
140	03	VA Greenwood Chemical Co.	Pedricktown
141	02	NJ NL Industries	Cass Lake
142	05	MI St. Regis Paper Co.	Island
143	04	KY Brantley Landfill	Aberdeen
144	04	NC Aberdeen Pesticide Dumps	Woodford
145	01	VT Burgess Brothers Landfill	Ringwood Borough
146	02	NJ Ringwood Mines/Landfill	Whitehouse
147	04	FL Whitehouse Oil Pits	Brunswick
148	04	GA Hercules 009 Landfill	Hyde Park
149	02	NY Jones Sanitation	Lyndon
150	01	VT Parker Sanitary Landfill	
Group 4 (NRS Scores 52.29 - 49.33)			
151	05	MI Veloicol Chemical (Michigan)	St. Louis
152	05	OH Summit National	Deerfield Township
153	02	NY Love Canal	Niagara Falls
154	03	DE Coker's Sanitation Service Landfills	Kent County
155	05	MI Rockwell International (Allegan)	Allegan
156	05	NH Pine Bend Sanitary Landfill	Dakota County
157	07	IA Laurence Todtz Farm	Camanche
158	05	IN Fisher-Calo	LaPorte
159	04	FL Pioneer Sand Co.	Harrington
160	05	MI Springfield Township Dump	Davisburg
161	03	PA Merica Landfill	Buffalo Township
162	04	NC Martin-Marietta, Soddyco, Inc.	Charlotte
163	03	DE E.I. Du Pont (Newport Plant Lf)	Newport
164	03	PA Heltetown Manufacturing Co.	Heltetown
165	04	FL Zellwood Ground Water Contamin	Zellwood
166	05	MI Packaging Corp. of America	Filer City
167	05	MI Muskego Sanitary Landfill	Muskego
168	10	ID Kerr-McGee Chemical (Soda Springs)	Soda Springs
169	02	NY Hooker (S Area)	Niagara Falls
170	03	PA Lindane Dump	Harrison Township
171	08	CO Central City-Clear Creek	Idaho Springs
172	02	NJ Ventron/Velsicol	Wood Ridge Borough
173	04	FL Taylor Road Landfill	Seffner
174	01	RI Western Sand & Gravel	Burrillville
175	02	NY Rosen Brothers Scrap Yard/Dump	Cortland
176	04	SC Koppers Co Inc (Florence Plant)	Florence
177	02	NJ Maywood Chemical Co.	Maywood/Rochelle Pk
178	02	NJ Mascolite Corp.	Millville
179	05	OH Industrial Excess Landfill	Uniontown
180	06	OK Hardege/Criner	Criner
181	05	MI Rose Township Dump	Rose Township
182	05	NH Waste Disposal Engineering	Andover
183	02	NY Liberty Industrial Finishing	Farmingdale
184	02	NJ Kin-Buc Landfill	Edison Township
185	05	IN Waste, Inc., Landfill	Michigan City
186	05	OH Sowers Landfill	Circleville
187	06	TX Brio Refining, Inc.	Friendswood
188	02	NJ Ciba-Geigy Corp.	Toms River
189	05	MI Sutterworth #2 Landfill	Grand Rapids
190	02	NJ American Cyanamid Co.	Bound Brook
191	03	PA Heleva Landfill	North Whitehall Twp
192	02	NJ Ewan Property	Shamong Township
193	02	NY Batavia Landfill	Batavia
194	05	IL Woodstock Municipal Landfill	Woodstock
195	05	NH Solae Cascade/Dnan/Medtronics	Fridley
196	01	RI Landfill & Resource Recovery	North Smithfield
197	05	MI Hi-Mill Manufacturing Co.	Highland
198	03	PA Butler Mine Tunnel	Pittston
199	04	FL Northwest 58th Street Landfill	Hialeah
200	02	NJ Delilah Road	Egg Harbor Township



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NPL Rank	EPA Reg	Site Name	City/County
Group 6 (NRS Scores 47.05 - 45.22)			
251	05 OH	Allied Chemical & Ironton Coke	Ironton
252	05 MI	Verona Well Field	Battle Creek
253	07 MO	Lee Chemical	Liberty
254	01 CT	Beacon Heights Landfill	Beacon Falls
255	04 AL	Stauffer Chem (Cold Creek Plant)	Bucks
256	05 MN	Burlington Northern (Brainerd)	Brainerd/Baxter
257	05 MI	Torch Lake	Houghton County
258	01 RI	Central Landfill	Johnston
259	03 PA	Malvern TCE	Malvern
260	02 NY	Facet Enterprises, Inc.	Elmira
261	03 DE	Delaware Sand & Gravel Landfill	New Castle County
262	03 PA	Tonolli Corp.	Mesquehoning
263	04 NC	National Starch & Chemical Corp.	Salisbury
264	03 PA	MJ Manufacturing	Valley Township
265	03 VA	C & R Battery Co., Inc.	Chesterfield County
266	04 TN	Murray-Ohio Dump	Lawrenceburg
267	05 IN	Envirochem Corp.	Zionsville
268	05 IN	MIDCO I	Gary
269	05 OH	Ormet Corp.	Hannibal
270	05 OH	South Point Plant	South Point
271	01 CT	Gallup's Quarry	Plainfield
272	03 PA	Whitmoier Laboratories	Jackson Township
273	04 FL	Coleman-Evans Wood Preserving Co.	Whitehouse
274	02 NJ	Dayco Corp./L.E. Carpenter Co.	Wharton Borough
275	03 PA	Shriver's Corner	Straban Township
276	03 PA	Dorney Road Landfill	Upper Macungie Twp
277	03 PA	Berks Landfill	Spring Township
278	05 IN	Northside Sanitary Landfill, Inc	Zionsville
279	05 IL	Interstate Pollution Control, Inc	Rockford
280	06 OK	Oklahoma Refining Co.	Cyril
281	09 CA	Pacific Coast Pipe Lines	Fillmore
282	02 NJ	Global Sanitary Landfill	Old Bridge Township
283	04 FL	Florida Steel Corp.	Indiantown
284	03 PA	Occidental Chem/Firestone Tire	Lower Pottsgrove Twp
285	03 VA	Culpeper Wood Preservers, Inc.	Culpeper
286	05 IL	Pagel's pit	Rockford
287	05 MN	University Minn Rosemount Res Cen	Rosemount
288	05 MN	Freeway Sanitary Landfill	Burnsville
289	05 WI	Tosah Municipal Sanitary Landfill	Tomah
290	09 AZ	Litchfield Airport Area	Goodyear/Avondale
291	09 CA	Firestone Tire (Salinas Plant)	Salinas
292	02 NJ	Spence Farm	Plumstead Township
293	06 AR	Mid-South Wood Products	Mena
294	04 MS	Newsom Brothers/Old Reichhold	Columbia
295	09 CA	Atlas Asbestos Mine	Fresno County
296	09 CA	Coalinga Asbestos Mine	Coalinga
297	04 WY	Brown Wood Preserving	Live Oak
298	02 NY	Port Washington Landfill	Port Washington
299	05 IN	Columbus Old Municipal Landfill #1	Columbus
300	02 NJ	Combe Fill South Landfill	Chester Township

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NPL Rank	EPA Reg	Site Name	City/County
Group 5 (NRS Scores 49.31 - 47.10)			
201	03 PA	Mill Creek Dump	Erie
202	02 NJ	Glen Ridge Radium Site	Glen Ridge
203	02 NJ	Montclair/West Orange Radium Site	Montclair/W Orange
204	01 CT	Precision Plating Corp.	Vernon
205	04 FL	Sixty-Second Street Dump	Tampa
206	05 MI	G&H Landfill	Utica
207	01 VT	Bennington Municipal Sanitary Lfl	Bennington
208	04 NC	Celanese(Shelby Fiber Operations)	Shelby
209	02 NJ	Metaltec/Aerosystems	Franklin Borough
210	05 WI	Schmalz Dump	Harrison
211	04 TN	Carrier Air Conditioning Co.	Collierville
212	05 MI	Motor Wheel, Inc.	Lansing
213	09 CA	Southern Calif Edison (Visalia)	Visalia
214	02 NJ	Lang Property	Pemberton Township
215	06 TX	Stewco, Inc.	Waskom
216	02 NJ	Sharkey Landfill	Parsippany/Troy Hls
217	09 CA	Selma Treating Co.	Selma
218	06 LA	Cleve Reber	Sorrento
219	05 IL	Velsicol Chemical (Illinois)	Marshall
220	07 MO	Wheeling Disposal Service Co. Lf	Amazonia
221	05 MI	Tar Lake	Mancelona Township
222	02 NY	Johnston City Landfill	Town of Johnston
223	04 NC	NC State U (Lot 86, Farm Unit #1)	Raleigh
224	08 CO	Loupy Landfill	Arapahoe County
225	05 MN	MacGill's & Gibbs/Bell Lumber	New Brighton
226	03 PA	Hunterstown Road	Straban Township
227	03 MD	Woodlawn County Landfill	Woodlawn
228	05 WI	Mechimovich Sanitary Landfill	Williamstown
229	07 IA	Mid-America Tanning Co.	Sergeant Bluff
230	07 ME	Lindsay Manufacturing Co.	Lindsay
231	02 NJ	Combe Fill North Landfill	Mount Olive Twp
232	01 MA	Re-Solve, Inc.	Dartmouth
233	02 NJ	Goose Farm	Plumstead Township
234	04 TN	Velsicol Chem (Hardeman County)	Toone
235	02 NY	York Oil Co.	Molra
236	04 FL	Sapp Battery Salvage	Cottondale
237	04 SC	Vanchem, Inc.	Burton
238	02 NJ	Chemical Leaman Tank Lines, Inc.	Bridgeport
239	05 WI	Master Disposal Service Landfill	Brookfield
240	07 KS	Deepke Disposal (Holliday)	Johnson County
241	02 NJ	Florence Land Recontouring Lndfil	Florence Township
242	01 RI	Davis Liquid Waste	Saithfield
243	01 MA	Charles-George Reclamation Lndfil	Tyngsborough
244	02 NJ	King of Prussia	Winstow Township
245	03 VA	Chisman Creek	York County
246	05 OH	Nease Chemical	Salem
247	08 CO	Eagle Mine	Mintum/Redcliff
248	02 NJ	Chemical Control	Elizabeth
249	04 NC	Charles Macon Lagoon & Drum Stor	Cordova
250	04 SC	Leonard Chemical Co., Inc.	Rock Hill



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NPL Rank	EPA Reg	St	Site Name	City/County
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## Group 8 (HRS Scores 42.79 - 42.24)

351	04	FL	Standard Auto Bumper Corp.	Hialeah
352	07	KS	Hydro-Flex Inc.	Topoka
353	09	AZ	Massayampa Landfill	Massayampa
354	06	LA	Gulf Coast Vacuum Services	Abbeville
355	05	IL	Tri-County Lf/Waste Mgmt Illinois	South Elgin
356	01	MA	Silresia Chemical Corp.	Lowell
357	01	MA	Nella O&H	Woburn
358	01	CT	Nutmeg Valley Road	Holcote
359	02	NJ	Chemol, Inc.	Piscataway
360	05	MI	Lauer I Sanitary Landfill	Menomonee Falls
361	05	MI	Petoskey Municipal Well Field	Petoskey
362	05	MM	Union Scrap Iron & Metal Co.	Minneapolis
363	01	MA	Atlas Teck Corp.	Fairhaven
364	02	NJ	Radiation Technology, Inc.	Rockaway Township
365	02	NJ	Fair Lawn Well Field	Fair Lawn
366	05	IN	Main Street Well Field	Elkhart
367	05	MM	Lehillier/Mankato Site	Lehillier/Mankato
368	10	WA	Lakewood Site	Lakewood
369	03	PA	Industrial Lane	Williams Township
370	04	FL	Airco Plating Co.	Miami
371	05	IN	Fort Wayne Reduction Dump	Fort Wayne
372	05	MI	Onalaska Municipal Landfill	Onalaska
373	05	PA	A.I.V. Frank/Mid-County Mustang	Exton
374	05	VI	National Presto Industries, Inc.	Eau Claire
375	02	NJ	Honroe Township Landfill	Honroe Township
376	03	PA	Comodore Semiconductor Group	Lower Providence Twp
377	02	NJ	Rockaway Borough Well Field	Rockaway Township
378	05	IL	Lenz Oil Service, Inc.	Lemont
379	05	IN	Wayne Waste Oil	Columbia City
380	10	WA	Pacific Car & Foundry Co.	Renton
381	07	IA	John Deere (Ottumwa Works Landfills)	Ottumwa
382	03	MD	Mid-Atlantic Wood Preservers, Inc	Harmans
383	03	PA	Novak Sanitary Landfill	South Whitehall Twp
384	05	IN	Hinco Dump	Elkhart
385	10	ID	Pacific Hide & Fur Recycling Co.	Pocatello
386	07	IA	Des Moines TCE	Des Moines
387	02	NJ	Beachwood/Berkley Wells	Berkley Township
388	02	NJ	South Jersey Clothing Co.	Minotola
389	02	NY	Vestal Water Supply Well 4-2	Vestal
390	02	PR	Vega Alta Public Supply Wells	Vega Alta
391	03	PA	Avco Lyeoaling (Williamsport Div)	Williamsport
392	05	IL	Southeast Rockford Grnd Wtr Con	Rockford
393	05	IN	Galen Myers Dump/Drum Salvage	Osceola
394	05	MI	Sturgis Municipal Wells	Sturgis
395	05	MI	Berrels, Inc.	Lansing
396	05	MI	State Disposal Landfill, Inc.	Grand Rapids
397	05	MM	Washington County Landfill	Lake Elmo
398	06	TX	Odessa Chromium #1	Odessa
399	06	TX	Odessa Chromium #2 (Andrews Hwy)	Odessa
400	07	IA	Electro-Coatings, Inc.	Cedar Rapids

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NPL Rank	EPA Reg	St	Site Name	City/County
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## Group 7 (HRS Scores 45.14 - 42.86)

301	02	NJ	JIS Landfill	Jamesburg/S. Brnsuck
302	02	NY	Tronic Plating Co., Inc.	Farmingdale
303	03	PA	Centre County Kepone	State College Boro
304	04	FL	Aglico Chemical Co.	Pensacola
305	05	OH	Fields Brook	Ashtabula
306	01	CT	Solvents Recovery Service New Eng	Southington
307	08	CO	Woodbury Chemical Co.	Commerce City
308	02	NJ	Waldick Aerospace Devices, Inc.	Wall Township
309	01	MA	Hocomacon Pond	Westborough
310	04	KY	Distler Brickyard	West Point
311	02	NY	Ramapo Landfill	Ramapo
312	09	CA	Coast Wood Preserving	Ukiah
313	09	CA	South Bay Asbestos Area	Alviso
314	02	NY	Mercury Refining, Inc.	Colonie
315	04	FL	Hollingsworth Solderless Terminal	Fort Lauderdale
316	02	NY	Olean Well Field	Olean
317	09	CA	Fairchild Semiconductor(S San Jose)	South San Jose
318	10	WA	Pasco Sanitary Landfill	Pasco
319	05	MM	Joslyn Manufacturing & Supply Co.	Brooklyn Center
320	03	PA	York County Solid Waste/Refuse Lf	Hopewell Township
321	05	VI	Spickler Landfill	Spencer
322	08	CO	Denver Radium Site	Denver
323	02	NY	Tri-Cities Barrel Co., Inc.	Pocant
324	03	PA	Route 940 Drum Dump	Pocant Summit
325	04	FL	Tower Chemical Co.	Clermont
326	01	VT	Darling Hill Dump	Lyndon
327	03	PA	C & D Recycling	Foster Township
328	07	MO	Syntex Facility	Verona
329	08	MT	Hilltown Reservoir Sediments	Hilltown
330	05	MM	Arrothead Refinery Co.	Hennsington
331	10	OR	Martin-Marlette Aluminum Co.	The Dalles
332	08	CO	Uranium Uranium (Union Carbide)	Uranium
333	02	NJ	Pajak Farm	Plumstead Township
334	02	NJ	Syncon Resins	South Kearny
335	05	MM	Oak Grove Sanitary Landfill	Oak Grove Township
336	09	CA	Liquid Gold Oil Corp.	Richmond
337	09	CA	Purity Oil Sales, Inc.	Malaga
338	01	NH	Tinkham Garage	Londonderry
339	04	FL	Alpha Chemical Corp.	Galloway
340	02	NJ	Bog Creek Farm	Howell Township
341	01	ME	Saco Tannery Waste Pits	Saco
342	03	PA	River Road Lf/Waste Mgmt, Inc.	Herritage
343	02	PR	Frontera Creek	Rio Abajo
344	04	FL	Picketville Road Landfill	Jacksonville
345	05	OH	Alisco Anacorda	Gradenhuten
346	01	MA	Iron Horse Park	Billerica
347	03	PA	Palmerston Zinc Pile	Palmerston
348	05	IN	Heal's Landfill (Bloomington)	Bloomington
349	05	VI	Kohler Co. Landfill	Kohler
350	04	AL	Interstate Lead Co. (ILCO)	Leeds



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NPL Rank	EPA Reg	Site Name	City/County
Group 9 (HRS Scores 42.24 - 40.37)			
401	07	Hastings Ground Water Contamin	Hastings
402	09	Indian Bend Wash Area	Scottsdale/Tmpe/Phnx
403	09	CA San Gabriel Valley (Area 1)	El Monte
404	09	CA San Gabriel Valley (Area 2)	Baldwin Park Area
405	09	CA San Fernando Valley (Area 1)	Los Angeles
406	09	CA San Fernando Valley (Area 2)	Los Angeles/Glendale
407	09	CA San Fernando Valley (Area 3)	Glendale
408	09	T.H. Agriculture & Nutrition Co.	Fresno
409	10	Com Bay, Near Shore/Tide Flats	Pierce County
410	05	IL LaSalle Electric Utilities	LaSalle
411	05	IL Cross Brothers Pail (Pembroke)	Pembroke Township
412	04	GA Cedartown Industries, Inc.	Cedartown
413	04	NC Jacto-Hughes Facility	Belmont
414	05	IN Southside Sanitary Landfill	Indianapolis
415	02	NJ Monitor Devices/Intercircuits Inc	Wall Township
416	01	VT BFI Sanitary Landfill(Rockingham)	Rockingham
417	02	PR Upjohn Facility	Rockledge
418	04	NC Koppers Co Inc (Morrisville Plnt)	Morrisville
419	09	CA McColl	Fullerton
420	03	PA Henderson Road	Upper Merion Twp
421	02	NY Hooker Chemical/Ruco Polymer Corp	Hicksville
422	10	WA Colbert Landfill	Colbert
423	06	LA Petro-Processors of Louisiana Inc	Scottsville
424	02	NY Applied Environmental Services	Glenwood Landing
425	02	PR Barceloneta Landfill	Florida Afuera
426	01	NH Tibbets Road	Barrington
427	03	MO Sand, Gravel & Stone	Elkton
428	03	PA Delta Quarries/Stotler Landfill	Antis/Logan Twp
429	01	CT Revere Textile Prints Corp.	Sterling
430	05	MI Spartan Chemical Co.	Wyoming
431	02	NJ Roebbing Steel Co.	Florence
432	03	PA East Mount Zion	Springettsbury Twp
433	04	GA T.H. Agricul & Nutri (Albany)	Albany
434	04	TM Amnicola Dump	Chattanooga
435	02	NJ Vineland State School	Vineland
436	09	AZ Motorola, Inc.(52nd Street Plant)	Phoenix
437	01	MA Groveland Wells	Groveland
438	02	NY General Motors (Cent Foundry Div)	Massena
439	01	NH Mottolo Pig Farm	Raymond
440	03	VA Buckingham County Landfill	Buckingham
441	04	SC SCDI Dixiana	Cayce
442	05	MI Roto-Finish Co., Inc.	Kalamazoo
443	05	MI Olmsted County Sanitary Landfill	Oronoco
444	07	MO Quality Plating	Sikeston
445	05	IN Prestolite Battery Division	Vincennes
446	07	MO Fulbright Landfill	Springfield
447	02	NJ Williams Property	Swanton
448	02	NJ Renora, Inc.	Edison Township
449	04	NC FCX, Inc. (Washington Plant)	Washington
450	03	PA Jacks Creek/Sitkin Smelting & Ref	Haitland
Group 10 (HRS Scores 40.37 - 38.64)			
451	06	MM Cleveland Mill	Silver City
452	02	NJ Denzer & Schaefer X-Ray Co.	Bayville
453	02	NJ Hercules, Inc. (Gibbstown Plant)	Gibbstown
454	05	IN Ninth Avenue Dump	Gary
455	03	MO Bush Valley Landfill	Abingdon
456	04	SC Golden Strip Septic Tank Service	Simpsonville
457	04	SC Rock Hill Chemical Co.	Rock Hill
458	06	TX Texarkana Wood Preserving Co.	Texarkana
459	06	AR Gurley Pit	Edmondson
460	04	FL Petroleum Products Corp.	Pembroke Park
461	01	RI Peterson/Puritan, Inc.	Lincoln/Cumberland
462	07	MO Times Beach Site	Times Beach
463	05	MI Wash King Laundry	Pleasant Plains Twp
464	05	MM Whittaker Corp.	Minneapolis
465	05	VI Algonia Municipal Landfill	Algonia
466	05	MM NL Industries/Taracorp/Golden	St. Louis Park
467	09	CA Westinghouse Elec (Sunnyvale Plt)	Sunnyvale
468	01	CT Kellogg-Deering Well Field	Norwalk
469	03	PA Boardhead Farms	Bridgeton Township
470	01	MA Cannon Engineering Corp. (CEC)	Bridgewater
471	05	MI H. Brown Co., Inc.	Grand Rapids
472	02	NY Nepera Chemical Co., Inc.	Maybrook
473	02	NY Niagara County Refuse	Wheatfield
474	04	FL Sherwood Medical Industries	Deland
475	04	AL Olin Corp. (McIntosh Plant)	McIntosh
476	05	MI Southwest Ottawa County Landfill	Park Township
477	02	NY Kentucky Avenue Well Field	Horseheads
478	02	TX Pasley Solvents & Chemicals, Inc.	Hempstead
479	06	TX Sol Lynn/Industrial Transformers	Houston
480	02	NJ Asbestos Dump	Millington
481	04	KY Lee's Lane Landfill	Louisville
482	06	AR Frit Industries	Walnut Ridge
483	05	IL Anco Chemicals (Joliet Landfill)	Joliet
484	05	OH Fultz Landfill	Jackson Township
485	04	NC New Hanover Cnty Airport Burn Pit	Wilmington
486	10	OR Allied Plating, Inc.	Portland
487	05	OH Coshocton Landfill	Franklin Township
488	03	PA AMP, Inc. (Glen Rock Facility)	Glen Rock
489	04	NC JFD Electronics/Channel Master	Oxford
490	04	TX Arlington Blending & Packaging	Arlington
491	06	LA PAB Oil & Chemical Service, Inc.	Abbeville
492	04	FL Sydney Mine Sludge Ponds	Brandon
493	06	MI Ciamarron Mining Corp.	Carrizozo
494	01	RI Davis (GSR) Landfill	Glocester
495	03	PA Lord-Shope Landfill	Girard Township
496	10	MA FMC Corp. (Yakima Pit)	Yakima
497	05	WI Northern Engraving Co.	Sparta
498	06	TX South Cavalcade Street	Houston
499	01	MA PSC Resources	Palmer
500	05	MI Forest Waste Products	Otisville



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NPL Rank	EPA Reg	Site Name	City/County
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Group 12 (NRS Scores 37.67 - 35.79)

551	08	NY	Libby Ground Water Contamination	Libby
552	04	NY	Neaport Dump	Neaport
553	04	SC	Sengamo/Twelve-Mile/Hartwell PCB	Pickens
554	03	PA	Moyers Landfill	Eagleville
555	01	MI	Seavage Municipal Water Supply	Milford
556	05	MI	LeGrand Sanitary Landfill	LeGrand Township
557	05	IN	Poor Farm	Hancock County
558	03	PA	Brown's Battery Breaking	Shoemakersville
559	02	NY	SMS Instruments, Inc.	Deer Park
560	05	MI	Hedblum Industries	Oscoda
561	06	TX	United Creosoting Co.	Conroe
562	02	NY	Byron Barrel & Drum	Byron
563	05	MI	Bendix Corp./Allied Automotive	St. Joseph
564	08	NY	Baxter/Union Pacific Tie Treating	Laramie
565	02	NY	Anchor Chemicals	Hicksville
566	05	MI	Waste Management-Mich (Holland)	Holland
567	03	VA	Arrowhead Assoc/Scovill Corp.	Montross
568	03	VA	Atlantic Wood Industries, Inc.	Portsmouth
569	06	TX	North Cavalcade Street	Houston
570	02	NJ	Seyreville Landfill	Seyreville
571	01	NH	Dover Municipal Landfill	Dover
572	02	NY	Ludlow Sand & Gravel	Clayville
573	03	VA	Saunders Supply Co.	Chuckatuck
574	05	WI	City Disposal Corp. Landfill	Dunn
575	02	NJ	Tabernacle Drum Dump	Tabernacle Township
576	07	MO	Minker/Stout/Rosaine Creek	Imperial
577	04	NY	Hove Valley Landfill	Hove Valley
578	01	CT	Yaworski Waste Lagoon	Canterbury
579	03	WV	Leetown Pesticide	Leetown
580	04	SC	Rochester Property	Travelers Rest
581	04	FL	Calbot/Koppers	Gainesville
582	02	NJ	Ever Phillips Leasing	Old Bridge Township
583	03	PA	William Dick Lagoons	West Caln Township
584	05	IN	Douglas Road/Uniroyal, Inc., Lf	Mishawaka
585	03	PA	Lackawanna Refuse	Old Forge Borough
586	06	OK	Concess Industries (Avery Drive)	Tulsa
587	02	NJ	Mannheim Avenue Dump	Galloway Township
588	05	IN	Neal's Dump (Spencer)	Spencer
589	02	NY	Fulton Terminals	Fulton
590	06	LA	Dutchman Treatment Plant	Ascension Parish
591	03	PA	Westinghouse Elevator Co. Plant	Gettysburg
592	01	MI	Auburn Road Landfill	Londonderry
593	03	WV	Fike Chemical, Inc.	Hitro
594	05	MI	General Mills/Henkel Corp.	Minneapolis
595	04	MI	Wrigley Charcoal Plant	Wrigley
596	05	OK	Leskin/Poplar Oil Co.	Jefferson Township
597	05	OH	Old Mill	Rock Creek
598	04	SC	Townsend Saw Chain Co.	Pontiac
599	07	KS	Johns' Sludge Pond	Wichita
600	05	WI	Stoughton City Landfill	Stoughton

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NPL Rank	EPA Reg	Site Name	City/County
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Group 11 (NRS Scores 38.52 - 37.69)

501	03	PA	Drake Chemical	Lock Haven
502	01	NH	Kearse Metalurgical Corp.	Conway
503	04	SC	Palmetto Wood Preserving	Dixiana
504	05	IL	Petersen Sand & Gravel	Libertyville
505	03	MI	Clare Water Supply	Clare
506	03	PA	Havertown PCP	Havertown
507	03	DE	New Castle Spill	New Castle County
508	07	MO	St Louis Airport/HIS/Fut Coatings	St. Louis County
509	08	MT	Idaho Pole Co.	Bozeman
510	03	DE	MCR Corp. (Millsboro Plant)	Millsboro
511	05	IN	Lake Sandy Jo (NEM Landfill)	Gary
512	05	IL	Johns-Manville Corp.	Waukegan
513	05	MI	Chem Central	Wyoming Township
514	05	MI	Movaco Industries	Temperance
515	04	FL	Beulah Landfill	Pensacola
516	05	MI	Windom Dump	Windom
517	01	RI	Rose Mill Regional Landfill	South Kingstown
518	02	NJ	Jackson Township Landfill	Jackson Township
519	05	IL	ML Industries/Taracorp Lead Smet	Granite City
520	04	NY	Red Penn Sanitation Co. Landfill	Pesewee Valley
521	05	MI	K&L Avenue Landfill	Oshtemo Township
522	05	OH	TRW, Inc. (Minerva Plant)	Minerva
523	10	WA	Kaiser Aluminum Mead Works	Mead
524	06	OK	Mosley Road Sanitary Landfill	Oklahoma City
525	01	CT	Barkhamsted-New Hartford Landfill	Barkhamsted
526	05	MI	Perham Arsenic Site	Perham
527	05	MI	Charlevoix Municipal Well	Charlevoix
528	02	NJ	Montgomery Township Housing Devel	Montgomery Township
529	02	NJ	Rocky Hill Municipal Well	Rocky Hill Borough
530	02	NJ	Cinnaminson Ground Water Contamin	Cinnaminson Township
531	02	NY	Brewster Well Field	Putnam County
532	02	NY	Vestal Water Supply Well 1-1	Vestal
533	03	PA	Bally Ground Water Contamination	Bally Borough
534	04	FL	Chenform, Inc.	Pompano Beach
535	04	FL	Wilson Concepts of Florida, Inc.	Pompano Beach
536	04	NC	Bypass 601 Ground Water Contamin	Concord
537	04	NC	FCX, Inc. (Statesville Plant)	Statesville
538	04	SC	Lexington County Landfill Area	Cayce
539	05	MI	Michigan Disposal(Cork Street Lf)	Kalamazoo
540	07	MO	Solid State Circuits, Inc.	Republic
541	07	NE	Waverly Ground Water Contamin	Waverly
542	08	UT	Utah Power/Light/American Barrel	Salt Lake City
543	09	CA	Advanced Micro Devices, Inc.	Sunnyvale
544	10	WA	Hidden Valley Indfll (Thun Field)	Pierce County
545	10	WA	Yakima Plating Co.	Yakima
546	05	MI	Mutting Truck & Caster Co.	Faribault
547	02	NJ	U.S. Radium Corp.	Orange
548	05	MI	Carter Industrials, Inc.	Detroit
549	06	TX	Highlands Acid Pit	Highlands
550	03	PA	Resin Disposal	Jefferson Borough



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NPL Rank	EPA Reg	St	Site Name	City/County
Group 13 (NRS Scores 35.79 - 35.34)				
601	09	CA	Del Norte Pesticide Storage	Crecent City
602	03	VA	Suffolk City Landfill	Suffolk
603	01	VT	Tansitor Electronics, Inc.	Bennington
604	02	PA	De Reuel Chemical Co.	Kingwood Township
605	03	MA	Middletown Air Field	Middletown
606	02	NJ	Swape Oil & Chemical Co.	Pennsauken
607	04	GA	Monsanto Corp. (Augusta Plant)	Augusta
608	01	MI	South Municipal Water Supply Well	Peterborough
609	01	ME	Winthrop Landfill	Winthrop
610	03	WV	Ordnance Works Disposal Areas	Morgantown
611	05	OH	Zanesville Well Field	Zanesville
612	02	NY	Suffern Village Well Field	Village of Suffern
613	02	NY	Endicott Village Well Field	Village of Endicott
614	03	DE	Dover Gas Light Co.	Dover
615	03	PA	Aladdin Plating	Scott Township
616	03	PA	North Penn - Area 1	Souderton
617	03	PA	North Penn - Area 7	North Wales
618	03	PA	North Penn - Area 6	Lansdale
619	03	PA	North Penn - Area 2	Hatfield
620	03	PA	North Penn - Area 5	Montgomery Township
621	04	FL	Harris Corp. (Palm Bay Plant)	Palm Bay
622	05	IL	DuPage Cty Ldf/Blackwell Forest	Warrenville
623	05	NM	Kummer Sanitary Landfill	Beadji
624	05	OH	Sanitary Landfill Co. (LMD)	Dayton
625	05	WI	Eau Claire Municipal Well Field	Eau Claire
626	06	NM	Pagano Salvage	Los Lunas
627	07	MO	Valley Park TCE	Valley Park
628	09	CA	San Fernando Valley (Area 4)	Los Angeles
629	09	CA	Monolithic Memories	Sunnyvale
630	09	CA	National Semiconductor Corp.	Santa Clara
631	09	CA	Fresno Municipal Sanitary Lndfill	Fresno
632	09	CA	Newmark Ground Water Contamin	San Bernardino
633	04	CA	Powersville Site	Peach County
634	05	MI	Grand Traverse Overall Supply Co.	Greilickville
635	05	MI	Metamora Landfill	Metamora
636	02	NY	Niagara Mohawk Power(Saratoga Sp)	Saratoga Springs
637	05	MI	Whitehall Municipal Wells	Whitehall
638	03	DE	Standard Chlorine of Delaware, Inc	Delaware City
639	05	MI	South Andover Site	Andover
640	02	NJ	Diamond Alkali Co.	Newark
641	05	IM	Carter Lee Lumber Co.	Indianapolis
642	01	NH	Fletcher's Paint Works & Storage	Milford
643	03	VA	Avtex Fibers, Inc.	Front Royal
644	05	MI	Kentwood Landfill	Kentwood
645	05	MI	Electrovoice	Buchanan
646	09	CA	Jasco Chemical Corp.	Mountain View
647	02	NY	Katonah Municipal Well	Town of Bedford
648	07	KS	29th & Mead Ground Water Contamin	Wichita
649	09	CA	Teledyne Semiconductor	Mountain View
650	02	PR	Fibers Public Supply Wells	Jobos
Group 14 (NRS Scores 35.27 - 34.19)				
651	03	VA	Dixie Caverns County Landfill	Salem
652	05	IN	Marion (Bragg) Dump	Marion
653	05	OH	Pristine, Inc.	Reading
654	05	WI	Mid-State Disposal, Inc. Landfill	Cleveland Township
655	04	TN	American Cresote (Jackson Plant)	Jackson
656	08	CO	Broderick Wood Products	Denver
657	02	NY	C & J Disposal Leasing Co. Dump	Hamilton
658	05	OH	Buckeye Reclamation	St. Clairsville
659	02	NY	Preferred Plating Corp.	Farmingdale
660	06	TX	Bio-Ecology Systems, Inc.	Grand Prairie
661	08	UT	Monticello Rad Contaminated Props	Monticello
662	02	NJ	Woodland Route 532 Dump	Woodland Township
663	05	IN	American Chemical Service, Inc.	Griffith
664	01	MA	Salem Acres	Salem
665	02	NY	Richardson Hill Road Lndfill/Pond	Sidney Center
666	01	VT	Old Springfield Landfill	Springfield
667	03	PA	Bell Landfill	Terry Township
668	02	NY	Solvent Savers	Lincklaen
669	03	VA	U.S. Titanium	Piney River
670	05	IL	Galesburg/Koppers Co.	Galesburg
671	09	CA	J.H. Baxter & Co.	Weed
672	02	NY	Hooker (Hyde Park)	Niagara Falls
673	05	MI	SCA Independent Landfill	Muskegon Heights
674	02	NY	Action Anodizing, Plating Polish	Copogue
675	09	CA	HGM Brakes	Cloverdale
676	06	LA	Bayou Sorrel Site	Bayou Sorrel
677	05	IL	H.O.D. Landfill	Antioch
678	05	MI	Duell & Gardner Landfill	Dalton Township
679	10	VA	Mica Landfill	Mica
680	02	NJ	Ellis Property	Evesham Township
681	04	NY	Distler Farm	Jefferson County
682	09	CA	Waste Disposal, Inc.	Santa Fe Springs
683	10	WA	Harbor Island (Lead)	Seattle
684	05	VI	Lemberger Transport & Recycling	Franklin Township
685	05	OH	E.W. Schilling Landfill	Hamilton Township
686	05	MI	Cliff/Dow Dump	Marquette
687	02	NY	Clothier Disposal	Town of Granby
688	03	PA	Ambler Asbestos Piles	Ambler
689	10	VA	Queen City Farms	Maple Valley
690	02	NJ	Curcio Scrap Metal, Inc.	Saddle Brook Tap
691	03	VA	L.A. Clarke & Son	Spotsylvania County
692	05	VI	Scrap Processing Co., Inc.	Medford
693	03	MO	Southern Maryland Wood Treating	Mollywood
694	05	IL	Ilada Energy Co.	East Cape Girardeau
695	05	MI	Kaydon Corp.	Muskegon
696	05	MI	Sauk County Landfill	Excelsior
697	06	MI	Homestake Mining Co.	Milan
698	06	TX	Dixie Oil Processors, Inc.	Friendswood
699	09	CA	Beckman Instruments (Porterville)	Porterville
700	05	MI	Muskegon Chemical Co.	Whitehall

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NPL Rank	EPA Reg	St	Site Name	City/County
Group 13 (NRS Scores 35.79 - 35.34)				
601	09	CA	Del Norte Pesticide Storage	Crecent City
602	03	VA	Suffolk City Landfill	Suffolk
603	01	VT	Tansitor Electronics, Inc.	Bennington
604	02	PA	De Reuel Chemical Co.	Kingwood Township
605	03	MA	Middletown Air Field	Middletown
606	02	NJ	Swape Oil & Chemical Co.	Pennsauken
607	04	GA	Monsanto Corp. (Augusta Plant)	Augusta
608	01	MI	South Municipal Water Supply Well	Peterborough
609	01	ME	Winthrop Landfill	Winthrop
610	03	WV	Ordnance Works Disposal Areas	Morgantown
611	05	OH	Zanesville Well Field	Zanesville
612	02	NY	Suffern Village Well Field	Village of Suffern
613	02	NY	Endicott Village Well Field	Village of Endicott
614	03	DE	Dover Gas Light Co.	Dover
615	03	PA	Aladdin Plating	Scott Township
616	03	PA	North Penn - Area 1	Souderton
617	03	PA	North Penn - Area 7	North Wales
618	03	PA	North Penn - Area 6	Lansdale
619	03	PA	North Penn - Area 2	Hatfield
620	03	PA	North Penn - Area 5	Montgomery Township
621	04	FL	Harris Corp. (Palm Bay Plant)	Palm Bay
622	05	IL	DuPage Cty Ldf/Blackwell Forest	Warrenville
623	05	NM	Kummer Sanitary Landfill	Beadji
624	05	OH	Sanitary Landfill Co. (LMD)	Dayton
625	05	WI	Eau Claire Municipal Well Field	Eau Claire
626	06	NM	Pagano Salvage	Los Lunas
627	07	MO	Valley Park TCE	Valley Park
628	09	CA	San Fernando Valley (Area 4)	Los Angeles
629	09	CA	Monolithic Memories	Sunnyvale
630	09	CA	National Semiconductor Corp.	Santa Clara
631	09	CA	Fresno Municipal Sanitary Lndfill	Fresno
632	09	CA	Newmark Ground Water Contamin	San Bernardino
633	04	CA	Powersville Site	Peach County
634	05	MI	Grand Traverse Overall Supply Co.	Greilickville
635	05	MI	Metamora Landfill	Metamora
636	02	NY	Niagara Mohawk Power(Saratoga Sp)	Saratoga Springs
637	05	MI	Whitehall Municipal Wells	Whitehall
638	03	DE	Standard Chlorine of Delaware, Inc	Delaware City
639	05	MI	South Andover Site	Andover
640	02	NJ	Diamond Alkali Co.	Newark
641	05	IM	Carter Lee Lumber Co.	Indianapolis
642	01	NH	Fletcher's Paint Works & Storage	Milford
643	03	VA	Avtex Fibers, Inc.	Front Royal
644	05	MI	Kentwood Landfill	Kentwood
645	05	MI	Electrovoice	Buchanan
646	09	CA	Jasco Chemical Corp.	Mountain View
647	02	NY	Katonah Municipal Well	Town of Bedford
648	07	KS	29th & Mead Ground Water Contamin	Wichita
649	09	CA	Teledyne Semiconductor	Mountain View
650	02	PR	Fibers Public Supply Wells	Jobos



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NPL Rank	EPA Reg	Site Name	City/County
Group 16 (HRS Scores 33.62 - 32.27)			
751	02	NY Hertel Landfill	Plattekill
752	02	NY Haviland Complex	Town of Hyde Park
753	02	NY Malta Rocket Fuel Area	Malta
754	02	NY Jones Chemicals, Inc.	Caledonia
755	03	PA Seegertown Industrial Area	Seegertown
756	04	GA Cedarstown Municipal Landfill	Cedarstown
757	05	MI Kent City Mobile Home Park	Kent City
758	05	MI Adrian Municipal Well Field	Adrian
759	06	MI AT & SF (Clovis)	Clovis
760	07	KS Strother Field Industrial Park	Cowley County
761	07	KS Obee Road	Hutchinson
762	09	CA CTS Printex, Inc.	Mountain View
763	02	NJ Fried Industries	East Brunswick Twp
764	02	NY American Thermostat Co.	South Cairo
765	08	MO Minot Landfill	Minot
766	04	TX Lewisburg Dump	Lewisburg
767	05	MI McGraw Edison Corp.	Albion
768	02	NY Goldisc Recordings, Inc.	Holbrook
769	02	NY Islip Municipal Sanitary Landfill	Islip
770	09	CA Sola Optical USA, Inc.	Petaluma
771	04	KY Airco	Calvert City
772	03	PA Metal Banks	Philadelphia
773	05	IL Yeoman Creek Landfill	Waukegan
774	02	NY Sarney Farm	Anenita
775	05	MI Folkertsma Refuse	Grand Rapids
776	01	MA Rose Disposal Pit	Lanesboro
777	05	OH Van Dale Junkyard	Marlette
778	08	MT Montana Pole and Treating	Butte
779	04	NC Geigy Chemical Corp(Aberdeen Plt)	Aberdeen
780	04	KY B.F. Goodrich	Calvert City
781	04	NY General Tire/Rubber(Mayfield Lnf)	Mayfield
782	05	MI Organic Chemicals, Inc.	Grandville
783	02	NY Bioclinical Laboratories, Inc.	Bohemia
784	02	NY Volney Municipal Landfill	Town of Volney
785	02	NY FMC Corp. (Dublin Road Landfill)	Town of Shelby
786	05	VI Tomah Fairgrounds	Tomah
787	01	MA Sullivan's Ledge	New Bedford
788	04	NY Smith's Farm	Brooks
789	05	VI Madison Metro Sewer District Lag	Blooming Grove
790	10	OR Joseph Forest Products	Joseph
791	02	PR Juncos Landfill	Juncos
792	07	KS Big River Sand Co.	Wichita
793	05	IN Bennett Stone Quarry	Bloomington
794	10	MA Wyckoff Co./Eagle Harbor	Sainbridge Island
795	04	SC Besunit Corp(Circular Knit & Dye)	Fountain Inn
796	02	NJ Industrial Latex Corp.	Wallington Borough
797	04	FL Munisport Landfill	North Miami
798	06	LA D.L. Mud, Inc.	Abbeville
799	04	AL Stauffer Chem (LeMaye Plant)	Axis
800	02	NJ M&T Delisa Landfill	Asbury Park

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NPL Rank	EPA Reg	Site Name	City/County
Group 15 (HRS Scores 34.18 - 33.62)			
701	04	FL Dubose Oil Products Co.	Cantonment
702	05	MI Hason County Landfill	Pere Marquette Twp
703	05	MI Cemetery Dump	Rose Center
704	07	IA Red Oak City Landfill	Red Oak
705	05	IN Lakeland Disposal Service, Inc.	Claypool
706	02	NJ Hopkins Farm	Plumstead Township
707	04	NC Cape Fear Wood Preserving	Fayetteville
708	01	RI Stamina Mills, Inc.	North Smithfield
709	05	VI Lemberger Landfill, Inc.	Whitellaw
710	05	IN Reilly Tar (Indianapolis Plant)	Indianapolis
711	01	ME Pinette's Salvage Yard	Washburn
712	01	CT Durham Meadows	Durham
713	03	DE Tyler Refrigeration Pit	Smyrna
714	05	MI Kysor Industrial Corp.	Cadillac
715	09	CA Lorentz Barrel & Drum Co.	San Jose
716	02	NJ Wilson Farm	Plumstead Township
717	02	NY Conklin Dumps	Conklin
718	03	PA Old City of York Landfill	Seven Valleys
719	03	PA Modern Sanitation Landfill	Lower Windsor Twp
720	05	IL Byron Salvage Yard	Byron
721	05	MI North Bronson Industrial Area	Bronson
722	03	PA Stanley Kessler	King of Prussia
723	04	SC Helena Chemical Co. Landfill	Fairfax
724	07	MO Ken-Pest Laboratories	Cape Girardeau
725	02	NJ Imperial Oil/Champion Chemicals	Morganville
726	02	NJ Cosden Chemical Coatings Corp.	Beverly
727	05	MI St. Augusta San Lndfil/Engen Dump	St. Augusta Township
728	02	NJ Myers Property	Franklin Township
729	02	NJ Pepe Field	Boonton
730	04	KY Tri-City Disposal Co.	Shepherdsville
731	10	MA Northwest Transformer	Everston
732	02	NY Genzale Plating Co.	Franklin Square
733	05	MI Albion-Sheridan Township Landfill	Albion
734	05	VI Sheboygan Harbor & River	Sheboygan
735	05	MI Ossineke Ground Water Contamin	Ossineke
736	03	WV Follansbee Site	Follansbee
737	03	PA Keystone Sanitation Landfill	Union Township
738	04	NC Carolina Transformer Co.	Fayetteville
739	02	NY Carroll & Dubies Sewage Disposal	Port Jervis
740	02	NY North Sea Municipal Landfill	North Sea
741	03	PA Bendix Flight Systems Division	Bridgewater Township
742	09	CA Koppers Co Inc (Oroville Plant)	Oroville
743	09	CA Louisiana-Pacific Corp.	Oroville
744	01	CT Linemaster Switch Corp.	Woodstock
745	03	VA H & H Inc., Burn Pit	Farrington
746	05	MI South Macomb Disposal (Lf 9 & 9A)	Macomb Township
747	05	MI U.S. Avlex	Howard Township
748	03	PA Malah Landfill	Honeybrook Township
749	02	NJ Landfill & Development Co.	Mount Holly
750	02	NJ Upper Deerfield Township San Lndf	Upper Deerfield Twp



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MPL Rank	EPA Reg	St	Site Name	City/County
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Group 18 (NRS Scores 31.45 - 30.48)

851	07	IA	Vogel Paint & Wax Co.	Orange City
852	05	MI	Kurt Manufacturing Co.	Fridley
853	05	MI	Parsons Chemical Works, Inc.	Grand Lodge
854	03	PA	Revere Chemical Co.	Rockanixon Township
855	05	MI	Ionia City Landfill	Ionia
856	06	TX	Koppers Co Inc (Texarkana Plant)	Texarkana
857	08	CO	Lincoln Park	Canon City
858	08	CO	Smuggler Mountain	Pitkin County
859	05	IN	Wedzab Enterprises, Inc.	Lebanon
860	02	PR	GE Wiring Devices	Juana Diaz
861	07	MO	Missouri Electric Works	Cape Girardeau
862	05	MI	Avenue "A" Ground Water Contamin	Traverse City
863	05	OH	New Lyme Landfill	New Lyme
864	02	NJ	Woodland Route 72 Dump	Woodland Township
865	02	PR	RCA Del Caribe	Barceloneta
866	05	MI	Koch Refining Co./N-Ren Corp.	Pine Bend
867	04	FL	Piper Aircraft/Vero Beach Mtr&Sur	Vero Beach
868	03	PA	Broadsheet Creek	Stroudsburg
869	05	MI	Fedrowski Drum Disposal	Franklin
870	10	OR	United Chrome Products, Inc.	Corvallis
871	04	FL	Anodine, Inc.	North Miami Beach
872	03	PA	Eastern Diversified Metals	Rosetown
873	05	MI	Anderson Development Co.	Adrian
874	05	MI	Hunts Disposal Landfill	Caledonia
875	05	MI	Shiawassee River	Howell
876	06	OK	Tenth Street Dump/Junkyard	Oklahoma City
877	10	AK	Alaska Battery Enterprises	Fairbanks N Star Bor
878	03	PA	Taylor Borough Dump	Taylor Borough
879	03	DE	Walby Chemical Co.	New Castle
880	04	AL	Redding Carriers, Inc. (Saraland)	Saraland
881	06	OK	Double Eagle Refinery Co.	Oklahoma City
882	04	GA	Mathis Bros Lf (S Marble Top Rd)	Kensington
883	03	DE	Harvey & Knott Drum, Inc.	Kirkwood
884	04	TX	Galloway Pits	Galloway
885	05	OH	Big D Campground	Kingsville
886	06	AR	Midland Products	Ola/Birta
887	02	NY	Robintech, Inc./National Pipe Co.	Town of Vestal
888	02	NY	BEC Trucking	Town of Vestal
889	03	PA	Strasburg Landfill	Newlin Township
890	06	OK	Fourth Street Abandoned Refinery	Oklahoma City
891	02	NJ	Uitco Chemical Corp.(Oakland Plt)	Oakland
892	05	MI	Tosah Amory	Tosah
893	03	DE	Wilicat Landfill	Dover
894	05	MI	Burrows Sanitation	Hartford
895	03	PA	Bloeski Landfill	West Caln Township
896	03	VA	Rhinehart Tire Fire Dump	Frederick County
897	10	WA	Northwest Transformer(S Harkness)	Everton
898	03	DE	Delaware City PVC Plant	Delaware City
899	03	MD	Limestone Road	Cumberland
900	02	NY	Hooker (102nd Street)	Niagara Falls

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MPL Rank	EPA Reg	St	Site Name	City/County
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Group 17 (NRS Scores 32.26 - 31.45)

801	06	TX	Crystal City Airport	Crystal City
802	04	SC	Geiger (C & M Oil)	Rantoul
803	05	WI	Moss-American/Kerr-McGee Oil Co.)	Milwaukee
804	05	VI	Waste Research & Reclamation Co.	Eau Claire
805	10	OR	Gould, Inc.	Portland
806	01	ME	Union Chemical Co., Inc.	South Hope
807	02	NY	Cortese Landfill	Vill of Marrowsburg
808	09	CA	Montrose Chemical Corp.	Torrance
809	05	MI	St. Louis River Site	St. Louis County
810	05	MI	Auto Ion Chemicals, Inc.	Kalamazoo
811	03	PA	Recticon/Allied Steel Corp.	East Coventry Twp
812	05	MI	Hagen Farm	Stoughton
813	04	SC	Carolan, Inc.	Fort Lawn
814	07	IA	Midwest Manufacturing/North Farm	Kellogg
815	03	PA	Berks Sand Pit	Longswamp Township
816	09	CA	Valley Wood Preserving, Inc.	Turlock
817	03	PA	Butz Landfill	Stroudsburg
818	04	FL	City Industries, Inc.	Orlando
819	05	MI	Sparta Landfill	Sparta Township
820	05	IL	Acme Solvent (Morristown Plant)	Morristown
821	01	NH	Holton Circle Ground Water Contam	Londonderry
822	02	MI	Pomona Oaks Residential Wells	Galloway Township
823	03	NY	Rowe Industries Ground Water Cont	Moyock/Sag Harbor
824	03	PA	Hebelka Auto Salvage Yard	Weisenberg Township
825	04	FL	Hipps Road Landfill	Duval County
826	05	MI	Long Prairie Ground Water Contam	Long Prairie
827	05	MI	Waite Park Wells	Waite Park
828	09	CA	Applied Materials	Santa Clara
829	09	CA	Intel Magnetics	Santa Clara
830	09	CA	Intel Corp. (Santa Clara III)	Santa Clara
831	09	CA	TRU Microwave, Inc (Building 825)	Sunnyvale
832	09	CA	Syntek, Inc. (Building 1)	Santa Clara
833	04	FL	Pepper Steel & Alloys, Inc.	Medley
834	02	NY	Mattface Petrochemical Co., Inc.	Glen Cove
835	01	NE	O'Connor Co.	Augusta
836	05	MI	Oconomowoc Electroplating Co. Inc	Ashippin
837	05	IN	Continental Steel Corp.	Kokomo
838	05	MI	Rasmussen's Dump	Green Oak Township
839	02	NY	Kenmark Textile Corp.	Farmingdale
840	04	FL	Wingate Road Munic Incinerat Dump	Fort Lauderdale
841	03	PA	Westline Site	Westline
842	04	KY	Maury Flats Nuclear Disposal	Hillsboro
843	04	NC	Benfield Industries, Inc.	Hazelwood
844	08	MT	Mouat Industries	Columbus
845	05	MI	J & L Landfill	Rochester Hills
846	02	NY	Claremont Polychemical	Old Bethpage
847	05	OH	Powell Road Landfill	Dayton
848	03	PA	Croydon TCE	Croydon
849	04	SC	Medley Farm Drum Dump	Gaffney
850	04	SC	Elmore Waste Disposal	Greer



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NPL Rank	EPA Reg	St	Site Name	City/County
Group 19 (HRS Scores 30.47 - 29.28)				
901	02	NJ	Higgins Farm	Franklin Township
902	10	WA	American Crossarm & Conduit Co.	Chehalis
903	06	MI	United Nuclear Corp.	Church Rock
904	03	PA	Reaser's Landfill	Upper Macungie Twp
905	03	VA	Rentokil, Inc. (VA Wood Pres Div)	Richmond
906	06	AR	Industrial Waste Control	Fort Smith
907	09	CA	Celtor Chemical Works	Hoopa
908	01	MA	Haverhill Municipal Landfill	Haverhill
909	04	AL	Perdido Ground Water Contamin	Perdido
910	02	NY	Marathon Battery Corp.	Cold Springs
911	02	NY	Colesville Municipal Landfill	Town of Colesville
912	04	FL	Yellow Water Road Dump	Baldwin
913	04	GA	Marzone Inc./Chevron Chemical Co.	Tifton
914	05	OH	Skinner Landfill	West Chester
915	03	VA	First Piedmont quarry (Route 719)	Pittsylvania County
916	04	NC	Chemtronics, Inc.	Swannanoa
917	05	IN	MIDCO II	Gary
918	06	TX	Sheridan Disposal Services	Hempstead
919	07	KS	Pester Refinery Co.	El Dorado
920	03	MO	Kane & Lombard Street Drums	Baltimore
921	07	MO	Shenandoah Stables	Moscow Mills
922	04	GA	Firestone Tire (Albany Plant)	Albany
923	07	IA	Shaw Avenue Dump	Charles City
924	03	PA	Berkley Products Co. Dump	Denver
925	10	WA	Silver Mountain Mine	Loomis
926	06	TX	Petro-Chemical (Turtle Bayou)	Liberty County
927	05	OH	Republic Steel Corp. Quarry	Elyria
928	07	MO	Conservation Chemical Co.	Kansas City
929	05	MI	Ritari Post & Pole	Sebeke
930	06	LA	Bayou Bonfouca	Slidell
931	09	CA	Intel Corp. (Mountain View Plant)	Mountain View
932	09	CA	Raytheon Corp.	Mountain View
933	09	CA	Hewlett-Packard(620-40 Page Mill)	Palo Alto
934	05	MI	Agate Lake Scrapyard	Fairview Township
935	05	MI	Adam's Plating	Lansing
936	06	AR	Jacksonville Municipal Landfill	Jacksonville
937	06	AR	Rogers Road Municipal Landfill	Jacksonville
938	03	VA	Saltville Waste Disposal Ponds	Saltville
939	01	ME	Saco Municipal Landfill	Saco
940	04	SC	Palmetto Recycling, Inc.	Columbia
941	01	MA	Shpack Landfill	Morton/Attleboro
942	03	PA	Kimberton Site	Kimberton Borough
943	04	IN	Mallory Capacitor Co.	Waynesboro
944	01	MA	Norwood PCBs	Norwood
945	02	NY	Warwick Landfill	Warwick
946	02	NY	Sidney Landfill	Sidney
947	10	WA	Old Inland Pit	Spokane
948	10	WA	Pesticide Lab (Yakima)	Yakima
949	05	IN	Lemon Lane Landfill	Bloomington
950	05	IN	Tri-State Plating	Columbus

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NPL Rank	EPA Reg	St	Site Name	City/County
Group 20 (HRS Scores 29.28 - 28.50 , except for health-advisory sites)				
951	10	ID	Arrcom (Drexler Enterprises)	Rathdrum
952	01	NH	Coakley Landfill	North Hampton
953	04	NC	Potter's Septic Tank Service Pits	Macon
954	04	NC	ABC One Hour Cleaners	Jacksonville
955	03	PA	Fischer & Porter Co.	Warrminster
956	03	PA	Elizabethtown Landfill	Elizabethtown
957	06	AR	Arkwood, Inc.	Ozark
958	09	CA	Jibboom Junkyard	Sacramento
959	02	NJ	A. O. Polymer	Sparta Township
960	05	WI	Mausau Ground Water Contamination	Mausau
961	02	NJ	Dover Municipal Well #4	Dover Township
962	02	NJ	Rockaway Township Wells	Rockaway
963	02	NJ	Pohatcong Valley Ground Water Con	Warren County
964	02	NJ	Garden State Cleaners Co.	Minotola
965	03	DE	Sussex County Landfill No. 5	Laurel
966	03	PA	North Penn - Area 12	Morchester
967	05	WI	Delavan Municipal Well #4	Delavan
968	07	MO	North-U Drive Well Contamination	Springfield
969	09	CA	San Gabriel Valley (Area 3)	Alhambra
970	09	CA	San Gabriel Valley (Area 4)	La Puente
971	09	CA	Modesto Ground Water Contamin	Modesto
972	10	WA	American Lake Gardens	Tacoma
973	10	WA	Greenacres Landfill	Spokane County
974	10	WA	Northside Landfill	Spokane
975	06	OK	Sand Springs Petrochemical Cmplx	Sand Springs
976	06	TX	Pesses Chemical Co.	Fort Worth
977	05	MI	Metal Working Shop	Lake Ann
978	05	MI	East Bethel Demolition Landfill	East Bethel Township
979	06	TX	Triangle Chemical Co.	Bridge City
980	02	NJ	PJP Landfill	Jersey City
981	03	PA	Craig Farm Drum	Parker
982	05	IL	Belvidere Municipal Landfill	Belvidere
983	07	MO	Bee Cee Manufacturing Co.	Malden
984	03	PA	Cryochem, Inc.	Worman
985	02	NJ	Kauffman & Minter, Inc.	Jobstown
986	03	PA	Lansdowne Radiation Site	Lansdowne
987	02	NY	Forest Glen Mobile Home Subdivis	Niagara Falls
988	02	NY	Radium Chemical Co., Inc.	New York City

Number of NPL Sites: 988

\* = State top priority site



National Priorities List,  
Federal Section (by Group)  
February 1990

NPL Gr <sub>1</sub>	St	Site Name	City/County	NPL Gr <sub>1</sub>	St	Site Name	City/County
1	WA	Hanford 200-Area (USDOE)	Benton County	7	ME	Brunswick Naval Air Station	Brunswick
1	WA	Hanford 300-Area (USDOE)	Benton County	7	CO	Air Force Plant PJKS	Waterton
1	CO	Rocky Flats Plant (USDOE)	Golden	7	NJ	Picatinny Arsenal	Rockaway Township
1	CA	Riverbank Army Ammunition Plant	Riverbank				
1	NM	Cal West Metals (USSBA)	Lemitar	8	FL	Pensacola Naval Air Station	Pensacola
1	MO	Weldon Spring (USDOE/Army)	St. Charles County				
2	CO	Rocky Mountain Arsenal	Adams County	9	CA	Sharpe Army Depot	Lathrop
2	TN	Milan Army Ammunition Plant	Milan	9	OK	Tinker AFB (Soldier Gr/Bldg 3001)	Oklahoma City
2	PA	Naval Air Develop Center (8 Areas)	Warminster Township	9	CA	Fort Ord	Marina
2	CA	McClellan AFB (Ground Water Cont)	Sacramento	9	CA	Lawrence Livermore Lab (USDOE)	Livermore
2	OH	Wright-Patterson Air Force Base	Dayton	9	MA	Fort Devens	Fort Devens
2	OH	Feed Materials Prod Cent (USDOE)	Fernald	9	WA	McChord AFB (Wash Rack/Treatment)	Tacoma
3	WA	Bonneville Power Adm Ross (USDOE)	Vancouver	9	IL	Savanna Army Depot Activity	Savanna
3	MD	Aber Prov Ground-Edgewood Area	Edgewood	10	NY	Brookhaven National Lab (USDOE)	Upton
4	ID	Idaho National Engin Lab (USDOE)	Idaho Falls	10	CA	Norton Air Force Base	San Bernardino
4	AL	Anniston Army Depot (SE Ind Area)	Anniston	10	WA	Naval Air Sta, Whid Is (Seaplane)	Whidbey Island
4	CA	Robins AFB (Lndfl #4/Sludge Lag)	Houston County	10	NH	Pease Air Force Base	Portsmouth/Newington
4	TN	Oak Ridge Reservation (USDOE)	Oak Ridge	10	WY	F.E. Warren Air Force Base	Cheyenne
4	NE	Cornhusker Army Ammunition Plant	Hall County				
4	NJ	Naval Air Engineering Center	Lakehurst	11	CA	Barstow Marine Corps Logist Base	Barstow
4	UT	Hill Air Force Base	Ogden	11	AZ	Williams Air Force Base	Chandler
5	CA	Treasure Island Nav Sta-Hum Pt An	San Francisco	11	CA	Castle Air Force Base	Merced
5	AK	Eielson Air Force Base	Fairbanks N Star Bor	12	PA	Letterkenny Army Depot (PDO Area)	Franklin County
5	SC	Savannah River Site (USDOE)	Aiken	12	CA	El Toro Marine Corps Air Station	El Toro
5	WA	Naval Air Sta, Whid Is (Ault)	Whidbey Island	12	NJ	Fort Dix (Landfill Site)	Pemberton Township
5	NJ	W.R. Grace/Wayne Int Stor (USDOE)	Wayne Township	12	AL	Alabama Army Ammunition Plant	Childersburg
6	WA	Hanford 100-Area (USDOE)	Benton County	12	WA	Hanford 1100-Area (USDOE)	Benton County
6	MA	Otis Air Nat Guard/Camp Edwards	Falmouth	12	DE	Dover Air Force Base	Dover
7	UT	Ogden Defense Depot	Ogden	12	UT	Monticello Mill Tailings (USDOE)	Monticello
7	CA	Marine Corps Logistics Base	Albany	13	MA	Fort Devens-Sudbury Training Ann	Middlesex County
7	CA	Sacramento Army Depot	Sacramento	13	WA	Fort Lewis Logistics Center	Tillicum
7	IL	Sangamo/Crab Orchard NWR (USDOI)	Carterville	14	IL	Joliet Army Ammu Plant (LAP Area)	Joliet
				14	OH	Mound Plant (USDOE)	Miamisburg
				14	RI	Davisville Naval Constr Batt Cent	North Kingstown
				14	ME	Loring Air Force Base	Limestone
				14	PR	Naval Security Group Activity	Sabana Seca
				14	PA	Letterkenny Army Depot (SE Area)	Chambersburg
				14	NY	Griffiss Air Force Base	Rome

1: Sites are placed in groups (Gr) corresponding to groups of 50 on the final NPI



National Priorities List,  
Federal Section (by Group)  
February 1990

NPL Gr 1	St	Site Name	City/County
15	VA	Defense General Supply Center	Chesterfield County
15	WA	Fort Lewis (Landfill No. 5)	Tacoma
15	CA	Camp Pendleton Marine Corps Base	San Diego County
16	CA	George Air Force Base	Victorville
16	MN	Twin Cities Air Force (SAR Indfil)	Minneapolis
16	MO	Lake City Army Plant (NW Lagoon)	Independence
16	WA	Naval Undersea Warf Sta (4 Areas)	Keyport
16	NC	Camp Lejeune Military Reservation	Onslow County
17	RI	Newport Naval Educat/Training Cen	Newport
17	AZ	Yuma Marine Corps Air Station	Yuma
17	IL	Joliet Army Ammd Plant (Mfg Area)	Joliet
17	FL	Jacksonville Naval Air Station	Jacksonville
17	FL	Cecil Field Naval Air Station	Jacksonville
17	WA	Fairchild Air Force Base (4 Areas)	Spokane County
17	CA	March Air Force Base	Riverside
17	TX	Lone Star Army Ammunition Plant	Texarkana
18	OR	Umatilla Army Depot (Lagoons)	Hermiston
18	MD	Aber Prov Ground-Michaelsville LF	Aberdeen
18	MN	Naval Industrial Reserve Ordnance	Fridley
19	WA	Bangor Ordnance Disposal	Bremerton
19	NY	Plattsburgh Air Force Base	Plattsburgh
19	LA	Louisiana Army Ammunition Plant	Doyline
19	MO	Weldon Spring Form Army Ord Works	St. Charles County
19	CA	Hoffett Naval Air Station	Sunnyvale
19	CA	Travis Air Force Base	Solano County
20	CA	Mather AFB (AC6W Disposal Site)	Sacramento
Number of NPL Federal Facility Sites:			93

[FR Doc. 90-3729 Filed 2-20-90; 8:45 am]

BILLING CODE 4550-50-C



Wednesday  
February 21, 1990

# Prisoners

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## Part III

## Department of Justice

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### Bureau of Prisons

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#### 28 CFR Part 551

Victim and/or Witness Notification; Final Rule

#### 28 CFR Part 544

Minimum Standards for Administration, Interpretation, and Use of Education Tests; Final Rule

#### 28 CFR Part 551

Grooming; Proposed Rule



## DEPARTMENT OF JUSTICE

## Bureau of Prisons

## 28 CFR Part 551

## Control, Custody, Care, Treatment and Instruction of Inmates Victim and/or Witness Notification

AGENCY: Bureau of Prisons, Justice.

ACTION: Final rule.

**SUMMARY:** In this document, the Bureau of Prisons is finalizing its interim rule on Victim and/or Witness Notification while making some minor procedural, editorial and nomenclature changes. These changes are necessary in order to reflect current agency procedure, to maintain editorial consistency or to update agency nomenclature. The intended effect of these changes is to ensure the efficient operation of the Bureau of Prisons.

EFFECTIVE DATE: February 21, 1990.

**ADDRESSES:** Office of General Counsel, Bureau of Prisons, Room 760, 320 First Street, NW., Washington, DC 20534.

**FOR FURTHER INFORMATION CONTACT:** Roy Nanovic, Office of General Counsel, Bureau of Prisons, phone (202) 724-3062.

**SUPPLEMENTARY INFORMATION:** The Bureau of Prisons is finalizing its interim rule on Victim and/or Witness Notification while making some minor procedural, editorial and nomenclature changes. The Bureau of Prisons had published an interim rule on Victim and Witness Notification in the *Federal Register* on April 30, 1984 (49 FR 18385). The Bureau received comment on the interim rule suggesting it failed to consider or provide basic protection for prisoners as victims or witnesses. The commenter recommended modifying the definition of "release" in § 551.151(d) to include termination of disciplinary or administrative segregation status as well as transfer of the perpetrator to any facility that the victim or witness is confined to. The commenter further recommended a new § 551.152 which would require the Bureau to give notification of any release to prisoner-victims or witnesses who request it. We do not believe that the recommended changes are necessary, as existing Bureau policy on inmate monitoring is adequate to safeguard inmates who may be considered victims or witnesses. Further, we believe there is an inherent danger in providing inmates with information about one another. While an inmate victim and/or witness may request such information upon release from confinement, for this to occur while both inmates are confined could create a

situation that may lead to renewed violence or other difficulties.

Since publication of the interim rule, community treatment facilities have been retitled community corrections centers. Consequently, it is necessary to change that name where it appears in § 551.151(d). For reasons of editorial consistency, the phrase "victim and/or witness" is being used in the heading of the subpart and in the second sentence of § 551.152(b), instead of the phrases "victim and witness" and "victim or witness" respectively. Finally, in § 551.152(b), the phrase "approved request for notification," is revised to read "request for notification", since that more accurately describes agency procedure.

Because these changes pose no additional restrictions and are editorial in nature, the Bureau finds good cause for exempting the provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed rulemaking, the opportunity for public comment, and delay in effective date. Members of the public may submit comments concerning this rule by writing the previously cited address. These comments will be considered but will receive no response in the *Federal Register*.

The Bureau of Prisons has determined that this rule is not a major rule for the purpose of EO 12291. The Bureau of Prisons has determined that EO 12291 does not apply to this rule since the rule involves agency management. After review of the law and regulations, the Director, Bureau of Prisons has certified that this rule, for the purpose of the Regulatory Flexibility Act (Pub. L. 96-354), does not have a significant impact on a substantial number of small entities.

## List of Subjects in 28 CFR Part 551

Prisoners.

Accordingly, pursuant to the rulemaking authority vested in the Attorney General in 5 U.S.C. 552(a) and delegated to the Director, Bureau of Prisons in 28 CFR 0.96(q), the interim rule revising subpart M of 28 CFR part 551, which was published at 49 FR 18385 on April 30, 1984, is adopted as final with the following changes.

Dated: February 13, 1990.

G.L. Ingram,

Acting Director, Bureau of Prisons.

## SUBCHAPTER C—INSTITUTIONAL MANAGEMENT

## PART 551—MISCELLANEOUS

1. The authority citation for 28 CFR part 551 is revised to read as follows,

and all other authority citations within the part are removed:

Authority: 5 U.S.C. 301; 18 U.S.C. 1512, 3621, 3622, 3624, 4001, 4005, 4042, 4081, 4082 (Repealed in part as to conduct occurring on or after November 1, 1987), 4161-4166 (Repealed as to conduct occurring on or after November 1, 1987), 5006-5024 (Repealed October 12, 1984 as to conduct occurring after that date), 5039; 28 U.S.C. 509, 510; Pub. L. 99-500 (sec. 209); 28 CFR 0.95-0.99.

2. The heading for subpart M of part 551 is revised to read as follows:

## Subpart M—Victim and/or Witness Notification

## § 551.151 [Amended]

3. In § 551.151(d), the phrase "community treatment facility" is revised to read "community corrections center".

4. In § 551.152, paragraph (b) is revised to read as follows:

## § 551.152 Procedures.

\* \* \* \* \*

(b) Institution staff shall promptly notify the victim and/or witness when his or her request for notification has been received. Staff shall advise each approved victim and/or witness of that person's responsibility for notifying the Bureau of Prisons of any address and/or telephone number changes.

[FR Doc. 90-3942 Filed 2-20-90; 8:45 am]

BILLING CODE 4410-05-M

## 28 CFR Part 544

## Control, Custody, Care, Treatment and Instruction of Inmates Minimum Standards for Administration, Interpretation, and Use of Education Tests

AGENCY: Bureau of Prisons, Justice.

ACTION: Final rule.

**SUMMARY:** In this document, the Bureau of Prisons (BOP) is amending its final rule on minimum standards for the administration, interpretation, and use of education tests. This amendment substitutes the Adult Basic Level Examination (ABLE) for the Stanford Achievement Test (SAT) as the test used to determine whether an inmate's academic achievement level is at the 8.0 grade level. This amendment also removes the requirement for transferring inmates to retest. The intended effect of this amendment is to provide for the more efficient operation of the Bureau's education programs.

EFFECTIVE DATE: February 21, 1990.